

Matt...

This is a listing of documents that Toeroek has been storing for us since some time after the Libby trial – we think that many of these should be in the file and/or archived at NARA rather than Toeroek holding on to them. We plan to keep all the WR Grace 104(e) info with Toeroek for the foreseeable future (or until we run out of money). But, we wanted to move these – please advise as to whether we can bring these documents to our Records Center and how we should handle them – thanks!

Thanks – k 4/12/13

Sharon-  
JYI -

Keep me  
posted - \*

For some reason  
I seemed to think  
I needed a bunch  
of copies - ? )

**LIBBY ASBESTOS SITE  
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4B0722

Barcode	Box #	Type of Document	Person(s)	Date Range
748-000622-001	1	<b>Pleadings and Exhibits in re Civil Action No. 01-72-M-DWM</b>		
		Exhibits for U.S.'s Motion for Partial Summary Judgment on Response Costs and on Defendants' Second Affirmative Defense (Volumes 1 and 3 / Exhibits 1 - 22, 31 - 42)		
		U.S.'s Motion for Partial Summary Judgment on Defendant's Third Affirmative Defense and Exhibits 1 - 18		
		U.S.'s Motion for Partial Summary Judgment on the Liability of W.R. Grace & Co.-Conn. And on W.R. Grace & Co.-Conn.'s First and Fourth Affirmative Defenses, Statement of Uncontroverted Facts, Brief in Support, Exhibit List, Volume 1 of 3: Exhibits (1 - 22)		
		Exhibits for Second Affirmative Defense (Volume 3 of 3, Exhibits 31 - 42)		
		U.S.'s Motion for Partial Summary Judgment on Defendant's Third Affirmative Defense, Brief in Support, Statement of Uncontroverted Facts, Exhibit List, Exhibits 1 - 18		10/11/2002
		Exhibits for U.S.'s Motion for Partial Summary Judgment on the Liability of W.R. Grace & Co.-Conn. And on W.R. Grace & Co.-Conn.'s First and Fourth Affirmative Defenses		
		U.S.'s Motion in Limine to Strike Portion of the Proposed Testimony of Dr. Richard J. Lee, Brief in Support, Proposed Order, Exhibit List, Exhibits 1 - 10		10/11/2002
		HRO letter enclosing W.R. Grace & Co. privilege logs, Defendants' Response to U.S.'s Motion in Limine to Strike Portions of the proposed testimony of Dr. Richard J. Lee, Exhibits A, B, 1 - 35, Defendants' Response to U.S.'s Motion in Limine to exclude the Expert Report and Testimony of Dale Jensen, Exhibits 1 - 14		10/31/2002
748-000623-001	2	<b>Documents for Civil Action No. 01-72-M-DWM</b>		
		Privilege log		
		Final draft of ISO International Standard for ambient air - determination of numerical concentration of inorganic fibrous particles - scanning electron microscopy method		
		R.J. Lee Group ISO data compiled from EPA Excel Spreadsheets		
		R.J. Lee Group Report: Analysis of January 2000 indoor and outdoor air samples		
		U.S. Motion for Partial Summary Judgment on Response Costs and on Defendants' Second Affirmative Defense (Volumes 1 - 3 / Exhibits 1 - 42)		11/2/2002
748-000624-001	3	<b>Pleadings for Various Actions/Reports/Correspondence/Deposition</b>		
		Superfund reports/documents		6/0/1
		Asbestos and health documents		
		Fiber contamination of Vermiculites re Libby #1 - environmental research		
		Libby #1 - Radiology Survey by Sebastien, et al., Cohort study of mortality		
		Libby #2: Pleural effects		
		Exposure to Crocidolite and Mesothelioma		0/0/1990



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Barcode	Box #	Type of Document	Person(s)	Date Range
		Exposure to Tremolite and Respiratory Cancer in New Caledonia: A Case Control Study		0/0/2000
		Progression of pleural and parenchymal disease		0/0/1997
		Vermiculite Producers and Users		9/0/1988
		X-ray evidence of increased asbestos exposure		0/0/2000
		Internal fax re causality		8/12/2002
		Internal fax re FOIA request in re CDC, NIOSH and ATSDR		8/22/2002
		Consolidated Arvin cases: CV-F-92-5068 OWW, CV-F-96-6226 OWW, and CV-F-96-6228 OWW		
		Findings of Fact and Conclusions of Law		5/24/2002
		CV-91-4098 EPA's Allocation Methodology re Non-site Specific Costs		10/15/1993
		No. 4:97 CV 1557 CDP Memorandum and Order		9/15/1999
		CV F 92-5373 Memorandum Opinion...to Enforce Consent Decree		1/12/2000
		W.R. Grace Interests		6/10/2002
		EPA's Response to 12/21/2002 Comments from W.R. Grace re the Supplement to the Export/Screening Plant AR		
		W.R. Grace's Comments		12/21/2001
		Attorney-Client Privileged Response to W.R. Grace's Comments received 7/31/2002		8/11/2002
		W.R. Grace miscellaneous correspondence		4/14/1969 – 7/15/1985
		Superfund Audit Report – Phase 2 Sampling		5/15/2001
		Memo re Milwaukee Plant and MonoKote		8/1/1973
		U.S.'s Response to Defendants' Brief...to reopen AR		10/22/2002
		Civil Action No. 01-72-M-DWM HRO's request for progress report re costs		10/17/2002
		U.S.'s Motion and Brief Requesting Leave to File Additional Factual Materials in Summary Judgment Replies		11/12/2002
		U.S.'s Reply to Defendants' Response to Motion for Partial Summary Judgment on Response Costs and Defendants' Second Affirmative Defense, attachments and exhibits		11/11/2002
		Memos, testimony, report		3/13/2000 – 6/2/2002
		Deposition of Arnold R. Brody		9/30/2002
		Tremolite report, HRO and DOJ correspondence re Civil Action No. 01-72-M-DWM		4/2/1985 – 10/11/2002
		W.R. Grace's Motion to Reschedule Pretrial Conference Date and supporting Brief		10/24/2002
		Memos, articles on asbestos		0/0/1993 – 10/1/2002
		Unsigned U.S.'s Unopposed Motion and Brief of the U.S. to withdraw certain claims with prejudice		0/0/2002
		Summary Report of particulate found after destruction of the World Trade Center		10/12/2001
		Health-based Soil Investigation Levels – Australia		5/24/2002
		Civil Action No. 01-72-M-DWM (D. Mont.) Defendants' Reply to the U.S.'s Response to Defendants' Brief re Order to Require EPA to Reopen the AR and exhibits		10/31/2002
		U.S.'s Motion in Limine to Exclude the Expert Report and Testimony of Dale Jensen and exhibits and Brief and Proposed Order+B25		10/11/2002

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Barcode	Box #	Type of Document	Person(s)	Date Range
748-000625-001	4	Documents in re Civil Action No. CV-00-167-M-DWM and Civil Action No. 4-88-822 and Chapter 11, Case No. 01-01139(JKF)		
		Civil Action No. CV-00-167-M-DWM		
		Notice		2/8/2001
		Defendants' Prediscovery Disclosure Statement		11/7/2000
		Order		3/9/2001
		U.S. Preliminary Pretrial Statement and draft thereof		
		Joint Discovery Plan		
		Defendants' Motion to Transfer Venue to the District of Delaware		7/17/2001
		U.S.'s Unopposed Motion and Brief for Extension of Time to Respond to Defendants' Motion and Proposed Order		7/27/2001
		W.R. Grace's Preliminary Pretrial Statement		8/29/2001
		Order		9/6/2001
		Defendants' Unopposed Motion for Conducting Preliminary Pretrial Conference by Telephone		10/4/2001
		Proposed Order		10/0/2001
		Signed Order		10/5/2001
		Notice of Lodging, Consent Decree		10/23/2001
		Signed Order re oral argument		12/5/2000
		Signed Order re telephonic status conference		10/15/2001
		Oral Argument – Transcript of Proceedings between EPA and W.R. Grace		12/20/2000
		Bankruptcy case documents in re Chapter 11, Case No. 01-01139(JKF)		5/10/2002
		Bankruptcy case documents in re Chapter 11, Case No. 01-01139 and Case No. 01-01200		
		Western Minerals Site – map and sampling data (Rec of Comm)		3/27/2002
		Toeroek Analysis of W.R. Grace's Response to EPA's 6th 104(e) Information Request		9/5/2001
		Measurement of Asbestos Air Pollution Inside Buildings Sprayed with Asbestos		8/0/1980 – 7/9/2001
		Bureau of Mines report, "Selected Silicate Minerals and their Asbestiform Varieties" by Campbell, et al.		
		Expanding Plants information		6/14/1961 – 7/19/2000
		ASTM International – 2002 Johnson Conference: A Review of Asbestos Monitoring Methods and Results for the New York World Trade Center, etc.		7/21/2002 – 7/25/2002
		Raintree Nursery–Mel and Lerah Parker and family–miscellaneous letters, pictures, information		3/0/2000 – 4/28/2001
		Civil Action No. 4-88-822 Access Case – Harris Jorgensen and Isabel Jorgensen v. Carey-Canada, Inc., et al. documents		
		Fibers for Mark Raney		9/23/2002

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**libby** 748-000625-001



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Barcode	Box #	Type of Document	Person(s)	Date Range
		Libby timeline		4/19/2002
		Summary of Agency Risk Issues for Libby, Montana		2/7/2002
		Superfund Program Management		2/0/1995
		CERCLA original copies		

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Barcode	Box #	Type of Document	Person(s)	Date Range
<b>MATT'S MISCELLANEOUS BOXES</b>				
748-000626-001	1	Concordance <i>stay at Toeroek</i> Adapter, Concordance Dataflight software, Concordance Information Retrieval System handbook, related manuals and guides		
748-000627-001	2	Toeroek's CD's <i>stay at Toeroek</i> CD's of extra copies of Libby Site file		
627 748-000628-001	3	Duplicates from Libby Asbestos File Review W.R. Grace's Comments to EPA's 3rd Action Memo with exhibits and attachments		
748-000629-001	4	Deposition and Notes/Reports/Analyses/Operating Procedures Deposition of Lee Lee Preliminary Report Standard Operating Procedures, core samples, soil samples, air samples, Silica analyses, SAED studies, deposition notes for Rich Lee, C. Weis and Meeker, analyses of air samples, Lee's Expert Report, ISO EDS reports, AHERA EDS reports, airborne asbestos methods, Asbestos Investigation grids, OSHA health effects and other files, RJLG-NVLAP, Lee CV and Publication List		
748-000630-001	5	Loose Documents Document database, briefs, reports, analyses, grids, letter re status of AR, test reports and results, memos, log of WRG's privileged documents		

*stay at Toeroek*



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748-000629-001



7/18/1977 - 9/11/2002



748-000630-001



17 boxes

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Barcode	Box #	Type of Document	Person(s)	Date Range
<i>not delivered</i>	Note-book	United States' Designation of Experts: Arnold R. Brody, Ph.D., James E. Lockey, M.D., MS, Gregory P. Meeker, James R. Millette, Ph.D., Fredric L. Quivik, Ph.D., Alan C. Whitehouse, M.D., Wiley Wright III, CPA, Charles Young		7/31/2002
748-000631-001	1	<b>Finstad v. W.R. Grace and Company</b>		
		Employee Exposure Summaries		3/
		Finstad v. W.R. Grace and Company Transcript of Proceedings		5
		Finstad v. W.R. Grace and Company Appeal Exhibits Volumes I and II		
		Finstad v. W.R. Grace and Company Transcript of Proceedings		5/6/199
748-000632-001	2	<b>Employee Exposure Summaries</b>		
		Employee Exposure Summaries		3/
748-000633-001	3	<b>Corporate Documents</b>		
		W.R. Grace corporate documents -- Plaintiff's Brief in Opposition of Defendant's Motion to Dismiss and exhibits		9/
		W.R. Grace corporate documents -- S-4 Registration Statement under SEC		8/2/1996
		Corporate fraudulent conveyance -- Plaintiff's Brief in Opposition of Defendant's Motion to Dismiss		1/13/2000
		W.R. Grace & Co. Annual Report Form 10-K405		0/1/1007
		NESHAPS documents -- Consent Decree, privileged documents, press releases		12/23/19
		Fresenius Medical Care Holdings Inc./NY 10-K405		3/2
		Fresenius Medical Care Holdings Inc./NY 8-K		2/
		Fresenius Medical Care Holdings Inc./NY 10-K405		3/
		Sealed Air Corp/Delaware -- Registration Statement		8/
		Employee Exposure Summary		6/6/1993
748-000634-001	4	<b>Motions / Pleadings / Court Filings/Title Search</b>		
		Libby Asbestos Site Draft Title Search Report by Toeroek Associates; Title Search documents: Sites #1-3, Appendix C Title Trees, Sites #4-5, Sites #1-4, Site #5, Figures		
		Plaintiff's Brief in Opposition of Defendant's Motion to Dismiss for Lack of Personal Jurisdiction and exhibits		



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748-000635-001	5	<b>Corporate Documents -- Colorado/New York/Montana Secretary of State and On-line</b>		
		Certificates of Merger, Agreement and Plan of Merger for Wayne Candies, Inc.; Pearce, Mayer & Greer, Inc.; Pix of America, Inc.; and other companies; Notices, Connecticut Secretary of State documents, Notice of Election or Appointment of Officer/Director		7/3
		W.R. Grace & Co. and Fresenius National Medical Care Holding, Inc. Forms 8-K, 10-K's, 10-Q's, Proxy Statements, Annual Reports, Independent Auditors' Consent		
		Lincoln County District Court -- Defendant's Brief in Support of Motion to Dismiss for Lack of Personal Jurisdiction		4/26/1999
		New York Secretary of State Application to do business in New York, Tax Commission certifications, Certificate of Merger, Certificates of Change and Amendment of Application of Authority, Certificate of Incorporation, Biennial Statements for W.R. Grace and Fresenius National Medical Care Holdings, Inc.		12/15/1999 -- 3/0/2000
		Web site: -- History, letter to Grace Shareholder, Libby Issues and Answer		4/9/1988
		Articles of Amendment, Articles of Merger, Articles of Organization for Delka Corporation, Certificates of Change of Address, Change of Directors, Massachusetts corporation Annual Report		12/9/1974 -- 12/31/1998
		Denver Public Library: newspaper economic information on corporations, Montana Department of Environmental Quality Web Page		1960 -- 2000
		W.R. Grace & Co. File Review Summary re Libby Asbestos Timeline of Events		1881 -- 1999
		KnowX.com, www.prnewswire.com, www.nytimes.com -- Business reports on W.R. Grace & Co., Sealed Air Corporation, Fresenius Medical Care Holdings		11/28/2000 -- 1/16/2001
		www.fmc-ag.com -- Business reports, tax background checks on W.R. Grace & Co., Sealed Air Corporation		11/28/2000 -- 2/9/2001
		Sealed Air Corporation: General Shareholder Information, news releases, 1998 Annual Report; Abner v. Asbestos Defendants civil proceedings in San Francisco County, California		1998 -- 4/27/2001
		Kootenai Development Company Annual Report		2000
748-000636-001	6	<b>Notebooks</b>		
		Finstad v. W.R. Grace and Company Appeal Exhibits		
		Workers Dead from Asbestos Disease -- Exhibit 225		
		Finstad v. W.R. Grace and Company Transcript of Proceedings		5/3/19
		Marcor Remediation, Inc. Health and Safety Plan		
		Kootenai Development Company Flyway Property -- Final Removal Action Work Plan		
		Draft SAP for Remedial Investigation Contaminant Screening Study at Libby OU4		
		Kootenai Development Company Kootenai Bluff Property -- Final Removal Action Work Plan		7/12/2001



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4/26/1999

12/15/1999 -- 3/0/2000

4/9/1988

12/9/1974 -- 12/31/1998

1960 -- 2000

1881 -- 1999

11/28/2000 -- 1/16/2001

11/28/2000 -- 2/9/2001

1998 -- 4/27/2001

2000



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Barcode	Box #	Type of Document	Person(s)	Date Range
		Final Site Health and Safety Plan -- Screening Plant -- TO #4 prepared for U.S. Department of Transportation		6/20/2000
748-000637-001	7	<b>Specifications/Plans/Reports</b>		
		Libby Middle School Track Reconstruction -- Technical Specifications		10/12/2001
		Draft Libby Middle School Removal Action Work Plan		
		Libby Asbestos Project -- Stimson Lumber Company -- Draft Sampling and Analysis Plan		1/15/2002
		Libby High School Track Reconstruction -- Final Technical Specifications		1/15/2002
		Final Screening Plant Removal Action Plan		5/15/2001
		Final Work Plan -- Kootenai Bluff		5/15/2001
		Export Plant Final Removal Action Plan		5/15/2001
		Revised Proposal -- Planning and Logistics and Field Office Setup		6/14/2001
		Screening Facility Final Removal Action Plan		8/14/2001
		OU4 Final Sampling and Analysis Plan -- Contaminant Screening Study		4/0/2002
		Records of Deviation/Request for Modification		4/4/2002
		March 2000 Sampling Effort		3/0/2000
		Sample Results for Topsoil, Kalispell, Montana		5/15/2001
		Final Report RES 75788 -- 1 and 2 -- CDM Federal Programs -- Libby		7/18/2001
		Health and Safety Plan Form -- Residential and Service Sampling		12/7/1999
		Libby High School -- Equipment Replacement Summary Report		12/10/2001
		Site Visit Report by MWH		2/26/2002
		Project Work Plan -- Siefke and Browlee Properties		10/0/2001
		Project Work Plan -- Siefke and Browlee Properties -- Addendum #1		10/0/2001
		Work Plan -- Phase I Assessment -- Libby		12/0/1999
		Health and Safety Plan -- Inventory and Cleanup		7/0/2001
		Health and Safety Plan (former Railroad Loading Facility)		4/0/2001
		Project Work Plan -- Inventory and Cleanup		7/0/2001
748-000638-001	8	<b>Depositions and Exhibits</b>		
		Deposition and exhibits of Julie Yang		9/24/2002
		Documents related to Julie Yang's depo		
		Deposition and exhibits of Charles Young		
		Documents sent to EPA to attach to Elizabeth Anderson's Report	9/30	
		Documents sent to EPA to attach to William Hughson's Report		



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748-000639-001	9	<b>Corporate Documents</b>		
		B03 Lincoln County -- corporate documents, deeds		12
		CO1 EPA -- Purchase and Sale Contract with Kootenai Development Company, corporate documents		10/17/1991
		CO2 -- Zonolite corporate documents		3/1963
		CO4 -- W.R. Grace & Co. Annual Reports		197
		CO5 Delaware -- Secretary of State corporate documents		3/31/1990
		CO6 Connecticut -- Secretary of State corporate documents		5/31/1929 -- 9/15/1969
748-000640-001	10	<b>Expert Report/Pleadings</b>		
		Fredric L. Quivik, Ph.D. Expert Report		
		Defendant's Response to U.S.'s Motion for Partial Summary Judgment on Costs and on Defendant's Second Affirmative Defense		
		Plaintiff's Brief in Opposition to Defendant's Motion to Dismiss for Lack of Personal		
		Findings of Fact and Conclusions of Law re Motions of the Debtors and Asbestos Property Damage Committee to Exclude Evidence		
748-000641-001	11	<b>Corporate Reports/Agreements/Bankruptcy Brief/Title Search</b>		
		Corporate Officers and Directors of W.R. Grace and Company and Associated Entities prepared by Toeroek Associates		9/6/2001
		Interim Corporate Report A -- B03 Lincoln County Clerk and Recorder -- deeds to Kootenai Development Company		11/3/
		Interim Corporate Report B -- B03 Lincoln County Clerk and Recorder -- deeds to Kootenai Development Company		11/3/
		Interim Corporate Report A -- C01 EPA -- Plaintiff's Brief in Opposition to Defendant's Motion to Dismiss for Lack of Personal Jurisdiction and exhibits		
		Purchase and Sale Contract between W.R. Grace and Company and Kootenai Development Company		10/17/1994
		W.R. Grace and Company's Informational Brief -- Chapter 11 in Bankruptcy Court		4/12/2001
		Agreement and Plan of Reorganization between W.R. Grace and Company and Zonolite Company		2/21/2001
		Libby Asbestos Site Draft Title Search Report by Toeroek Associates		2/21/2001
		Preliminary Findings of W.R. Grace Corporate Structure by Toeroek Associates		1/8/2001



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		Interim Corporate Report B -- C01 EPA -- Plaintiff's Brief in Opposition to Defendant's Motion to Dismiss for Lack of Personal Jurisdiction and exhibits, Transaction Structure, Purchase and Sale Contract between W.R. Grace and Company and Kootenai Development Company		10/17/1994 -- 1/13/2000
		Interim Corporate Report A -- CO2 W.R. Grace and Company 1981 Facilities Audit		2/8/1982
		Interim Corporate Report B -- CO2 W.R. Grace and Company 1981 Facilities Audit		2/8/1982
		Interim Corporate Report A -- CO4 www.freeedgar.com -- Registration Statement, Fresenius Medical Care Holdings Inc./NY 10-K 1995		3/29/1996 -- 3/13/1998
		Interim Corporate Report A -- CO4 www.freeedgar.com -- W.R. Grace and Company 2000 Annual Report		4/16/2001
		Fresenius Medical Care Holdings Inc./NY 1996 Annual Report		3/31/1997
		Interim Corporate Report B -- CO4 www.freeedgar.com -- W.R. Grace and Company 2000 Annual Report		4/16/2001
		Sealed Air Corp/DE 2000 Annual Report		3/23/2001
		Fresenius Medical Care Holdings Inc./NY 2000 Annual Report		4/2/2001
		W.R. Grace and Company 2000 Annual Report		4/16/2001
		Interim Corporate Report B -- CO4 www.freeedgar.com -- W.R. Grace and Company Registration Statement		3/13/1998
		W.R. Grace and Company 1998 Annual Report		3/29/1999
		Fresenius Medical Care Holdings Inc./NY 1995 Annual Report		3/29/1996
641 748-000642-001	12	<b>Corporate Interim Reports</b>		
		Corporate Interim Reports		
748-000643-001	13	<b>Corporate Report/Trial Experts</b>		
		W.R. Grace Draft Interim Corporate Report		
		W.R. Grace's Designation of Experts		8/30/2002
		W.R. Grace's reports and rebuttal from the following experts: Elizabeth Anderson; EPA's Response to comment from Elizabeth Anderson; Henry Anderson, R.E. Bartelt, Eric Chatfield, Thomas, Dahl, G. Hughson, D.R. Jensen, Richard Lee, J. Lockey		
		U.S.'s Designation of Experts		
		U.S.'s report and rebuttal from the following experts: Arnold Brody, James Lockey, Gregory Meeker, Suresh Moolgavkar		



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748-000644-001	14	<b>Rebuttal Experts</b>		
		U.S.'s reports and rebuttals from the following experts: James Millette, R.M. Turkewitz, Alan C. Whitehouse, W.R. Wright, Charles Young		7/2
		U.S.'s designation of rebuttal experts and rebuttal reports from: H. Anderson, R.J. Lee Group, Inc., Gregory P. Meeker, James Millette, Rob Turkewitz		7/3
		Oral histories relied upon in Expert Report of Fredric L. Quivik, Ph.D. Folders 1-4		4/26/02 -- 5/22/02
748-000645-001	15	<b>Depositions and Exhibits</b>		
		Elizabeth Anderson		9/27/2002
		Richard Bartelt		9/24/2002
		David Croce		9/27/2002
		Stephen Dearwent, Jr.		
		Dannie Middleton		
		Jeffrey Lybarger		
		Harry Eschenbach		
		William Hughson		
		William Hurley		9/10/2002
		Dale Jensen		9/20/2002
		Kathleen Kirkland		9/6/2002
		Michele Koppelman		9/4/2002
748-000646-001	16	<b>Depositions and Exhibits</b>		
		Richard Lee -- File 2 of 2		
		James Lockey		
		John McGuiggin		
		Gregory Meeker		
		James Millette		
		Eric Moeller		
		Sureh Moolgavkar		9/30/2002
		Mark Owens		8/16/2002
748-000647-001	17	<b>Depositions</b>		
		Deposition of Paul Peronard		
		Deposition of Fredric Quivik		
		Deposition of Lester Skramstad		
		Deposition of Alan Stringer		



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		Deposition of Timothy Wall		8/13/2002
		Deposition of Christopher Weis		9/12/2002
		Deposition of Alan Whitehouse		9/6/2002
		Deposition of Robert Wilkins		6/27/2002
		Deposition of Colette Wilson		9/17/2002
		Deposition of Jack Wolter		9/12/2002
		Deposition of Wiley Wright		9/5/2002

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748-000648-001	2	Julie Chi-Sun Yang, Ph.D. Depositions and Exhibits 17 depositions		12/20/1978 -- 7/29/1998



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6 Boxes

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		<b>PRIVILEGED -- TRIAL PREPARATION</b>		
748-000649-001	1	<b>W.R. Grace Bankruptcy Privilege Logs</b>		
		Privilege logs		9/25/
748-000650-001	2	<b>Trial Preparation</b>		
		Also labeled box 5 which is part of set of 31 boxes. See index for 31 boxes for contents description.		
748-000651-001	3	<b>Trial Preparation</b>		
		#11 Demos, Libby PPP1-Stereo-PLM.ppt		9/24/
		Graphics, graphs, #31 and #106 exhibits		12/9/
		James Millette handwritten professional background as it relates to Libby		12/18/2002
		2 CD's: #12 and #36 Libby exhibits		
		Set 1: 2 of 2 invoices, time sheets		4/2/2000 -- 1/2/2002
		Draft and finalized EPA's Response to Comments Received on the Second Supplement to the Export/Screening Plant Administrative Record		6/24/1905
		Holly Shook's memo and case law for EPA's Response to comments re Second Supplement to Export/Screening Plant, diskette of Shook memo re answer to W.R. Grace's Interrogatory 31		7/25/2002
		Set 1: 1 of 2-Toeroek Associates timesheets		
		Toeroek Associates correspondence and time sheets		2/7/2000 -- 11/27/2002
		Dr. Eric J. Chatfield's Analysis re Vermiculite		9/4/2000
		Published articles on asbestos in dust		4/9/2002
		Case law		
		Julie C. Yang, Ph.D. deposition		8/21/2002
		Dr. Richard J. Lee deposition		10/17/2000
		Handwritten notes for Trial Management Order re exhibits; draft TMO		
		Plan for Objections, exhibits, Libby database instructions		9/11/2002
		Correspondence with marginalia between attorneys re exhibits		11/25/2002
		Handwritten trial database basics		9/11/2002
		Print-outs from exhibits database		1976 -- 9/18/2002
		Cause and effect trial preparation, Defendant's exhibits list, table of comments on certain 2002 EPA Revised Scenario Samples		12/10/2002
		Printed copies of cost effects slides, paper by Dr. Wylie re discriminating amphibole cleavage fragments from asbestos, article re lung tumors and asbestos		6/17/1905
		Article by Dr. Chatfield re TEM specimens		8/0/1990



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748-000650-001



748-000651-001



**LIBBY ASBESTOS SITE  
BOX INDEX**

Barcode	Box #	Type of Document	Person(s)	Date Range
		Case law, EPA definition of hazardous substances under CERCLA		
		Toeroek Associates' Initial Comments on document review		6/1/2001
		Miscellaneous notes re exhibits and voir dire		4/3/1979 – 11/17/2002
		Draft notes in preparation of Chatfield deposition		
		Chatfield analysis of TEM asbestos samples		9/25/2002
		Table of Lee deposition exhibits, case law, deposition notes for questioning		
		W.R. Grace memo re higher fiber counts with binder		8/22/1980
		Order re Sealed Air Corporation's motion to extend expert reports deadline		8/21/2002
		Deposition exhibit lists and related documents		5/9/2002 – 9/20/2002
748-000652-001	4	<b>Reports/Studies/Testimony/Analyses</b>		
		Handwritten notes		
		Handwritten notes on Meeker and Millette Expert Reports, etc.		
		Libby Asbestos Site Administrative Record Index, Libby trial database entry sheets -- Administrative Record documents, Special Collections Index		11/11/2002
		Cost documentation for Remedial Administrative Record		11/19/2002
		Itemized Cost Summary (superseded)		10/1/1999 – 12/31/01
		Draft memo to EPA from Toeroek Associates re Libby Personnel, handwritten notes		2/5/2001
		EPA Work Performed lists		11/7/2002
		Case law in 9th Circuit re exceptions to the Administrative Record		
		Matt's trial exhibits -- Kathleen Rest testimony		7/31/2001
		Lee -- EPA error sheets; Lee -- List of exemplars of Count Sheets		7/6/2000 – 9/23
		Letter from Michael Beard of EPA to Sally Sasnett of EPA re misrepresentation of analytical results for asbestos in bulk materials		11/3/1992
		USA Today article by Lee re high levels of asbestos in dust are an indicator of the need for cleanup		2/12/2002
		Bureau of Mines Health Study on asbestos dust		4/3/1973 – 4/12/1973
		Health and Safety Report -- Asbestos Dust Survey Report		10/19/1971 – 10/21/1971
		Chatfield report: "Asbestos Measurements in Workplaces and Ambient Spaces"		
		Data Comparison of asbestos fibers		
		Asbestos Fiber Reentrainment During Dry Vacuuming and Wet Cleaning of Asbestos-contaminated Carpet		5/0/1991
		Libby Sample Results Summary Report		8/13/2002
		TEM Asbestos Structure Count		8/6/2001
		Phase 1 Quality Assurance Project Plan -- Environmental Monitoring for Asbestos		1/4/2000
		Phase 2 Quality Assurance Project Plan -- Environmental Monitoring for Asbestos		3/0/2001



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Barcode	Box #	Type of Document	Person(s)	Date Range
		W.R. Grace comments on Administrative Record for Export Plant and Screening Plant Removal Actions and WRG letter to EPA		3/24/1983 – 2000
		A study of the Reproducibility of the Micro-Vac Technique by Hatfield, et al.		
		Asbestos in Public and Commercial Buildings by Health Effects Institute		1991
		W.R. Grace memo re controlled drop air sampling on 7/23/1976 and drop test results		8/5/1976
		"A Modeling Approach to Estimate Community Exposures to Airborne Asbestos Concentrations from Reentrained Road Dust" by Kira Lynch		7/31/1995
		Resume and expert report by Gregory P. Meeker, "The composition of asbestiform amphibole...results...analysis"		7/31/2002
		Comments on Proposed Rulemaking on Measuring and Controlling Asbestos Exposure		6/27/2002
		Kathleen Rest testimony re Workplace Exposure to Asbestos		7/31/2001
		In USA Today by Lee -- dust needs cleaning		2/12/2002
		Mel and Lerah Parker letter re tailing material from the roadway is a toxic hazardous material		1/20/2001
		Photocopies of road photos from the Parkers		4/25/0000
		Letter from Benjamin Wake to Public Health Service		9/12/1956
		Christopher Weis/EPA letter to W.R. Grace re methodology for analysis		4/4/0000
		Chris Weis memo to Paul Peronard re residual contamination		5/17/2000
		Memo re tremolite problem from Wood to Brookes, et al.		5/24/1977
		W.R. Grace memo re lightweight fertilizer customer fiber exposures		1/27/1978 – 2/15/1978
		Wylie's report, "Discriminating Amphibole cleavage fragments from Asbestos: Rationale and Methodology"		11/0/1990
		Julie C. Yang's report, "Characterization and Preparation of Respirable Sized Tremolite Fiber and Vermiculite for Animal Studies"		4/8/1976
		Ahn, et al. report, "Microstructures and fiber-formation mechanisms of crocidolite asbestos"		1991
		Amandus, et al. report on vermiculite miners and millers exposed to tremolite-actinolite		1987
		Department of the Interior "Contributions to Economic Geology" papers and reports		1928
		Selected Silicate Minerals and their Asbestiform Varieties by Campbell, et al.		
		Health Effects of Tremolite by Bruce Case		
		Demos of amphiboles		
		Meeker Administrative Report summary fo Libby amphibole mineralogy		7/3/2001
		Veblen's report "Anthophyllite asbestos"		1980
		Wylie's report, "The Habit of Asbestiform Amphiboles"		
		Phase contrast microscopy		5/20/1977
		Yang's report, "Characterization..."		4/8/1976
		Deposition Notes: handwritten		
		Drafts of EPA Response to W.R. Grace Comments re Supplement to Export/Screening Plant		

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Barcode	Box #	Type of Document	Person(s)	Date Range
		Miscellaneous notes and pictures, memos		
		Actual distributions		8/22/1980 – 0/0/2002
		Fiber samples		
748-000653-001	5	<b>Defendant's Exhibits, Cost Recovery Backup</b>		
		Tables of Defendant's Exhibits		11/26/2002
		Exhibit Index for Libby Asbestos Site cost recovery litigation created by Toeroek Associates		11/18/2002
		Tracking list for documents requested per Court Order to provide W.R. Grace with documents by 8/29/2001		
		Letter from DOJ regarding Libby-related documents to be sent to the DOJ		3/15/2002
		List of Affidavits for Libby #2		8/14/2002
		Production lists for Libby #1 and Libby #2		2001 – 2/4/2002
		R8 letters		7/26/2001
		HQ letters		7/20/2001
		Montana office letters		7/26/2001
		Miscellaneous letters		7/26/2001
		EPA Production List		
		Miscellaneous documentation, drafts, research		3/16/1981 – 10/23
		E-mail and correspondence re mobile lab analysis of TEM grids		7/16/2002
		Handwritten notes and e-mail re cost documentation package and privilege log database		8/0/2001 – 5/20/
		Handwritten note re things to do		
		Concordance information		12/18/2002
		Tasks lists		
		Referral Report from EPA to DOJ re Libby #1		3/21/2001
		Libby #1 Document Coding Sheet and documents		2001
		EPA status update of Administrative Record to Holme, Roberts & Owen		7/24/2001
		Memo re legal research re "imminent and substantial endangerment"		8/9/2002
		Draft letter to W.R. Grace re settlement discussions		12/10/2002
		EPA memo re "no action" assurances		12/12/1995
		Summary of U.S.'s document production		11/19/2002
		Request for a Removal Action Ceiling Increase at Libby		7/12/2001
		Approval of Work Plan for W.R. Grace bankruptcy		5/28/2002
		DOJ draft letter re contract costs and recovery		5/30/2002
		E-mail re boxes of Libby documents, expert reports, scanning, CD's, Work Plan, bates labeling process, e-mail re agreements with Toeroek Associates, Administrative Record documents		9/10/2002



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**LIBBY ASBESTOS SITE  
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Barcode	Box #	Type of Document	Person(s)	Date Range
		Affidavit sample, e-mail re privilege logs		9/30/2002
		Outstanding cost issues		
748-000654-001	6	<b>Articles/Lists of Exposed Individuals/Calendar Schedules</b>		
		"Examination of Vermiculite for the Presence of Asbestos Fibres" by Eric J. Chatfield, et al. of Ontario Research Foundation		10/0/1979
		Richard J. Lee's article, "Dust and Airborne Concentrations--Is There a Correlation?"		
		Fowler and Price article, "Some Statistical Principles in Asbestos Measurement and their Application to Dust Sampling and Analysis"		
		Revised Preliminary Draft by Versar, Inc. re Asbestos Exposure Assessment for Attic Vermiculite Insulation		6/28/2001
		List of exposed individuals and their pertinent information		
		Updated exposed individuals and their pertinent information		9/24/2001
		Updated Sampling List -- Libby Asbestos		11/14/2001
		Updated Sampling List -- Libby Asbestos		11/13/2001
		List of Properties to Be Sampled -- Category I		8/1/2001
		Clinton Maynard -- action items		12/30/2001 -- 4/10/2001
		Duc Nguyen -- schedule		8/13/2001 -- 11/9/2001
		Paul Peronard -- schedule		8/8/2001 -- 11/16/2001
		Chris Weis -- schedule		8/8/2001 -- 8/10/2001
		Updated Listening Summary -- Libby Asbestos		11/13/2001



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**LIBBY ASBESTOS SITE** *December*  
**BOX INDEX - Set of 31 Delivered to DocuVault November 2006**

Barcode	Box #	Type of Document	Person(s)	Date Range
748-000655-001	1	<b>Motions / Pleadings / Court Filings</b>		
		Defendants' Response to United States' First Set of Interrogatories, Requests for Production of Documents, & Requests for Admission		1/23/2
		Defendants' Second Set of Interrogatories & Requests for Production of Documents		3/14/2
		Defendant Kootenai Development Corporation's Answer re: Statement of the Case, Jurisdiction, Venue, and Defendants		6/12/2
		Defendant W.R. Grace & Co.-Conn.'s Answer to the Allegations re: Statement of the Case, Jurisdiction, Venue, and Defendants		6/12/2
		Defendants' Third Set of Requests for Production of Documents		7/1/2002
		United States' Designation of Rebuttal Expert Nelson H. Shapiro		9/25/2002
		Defendants' Response to United States' Motion for Partial Summary Judgment on Response Costs and on Defendants' Second Affirmative Defense; Vol. 1 of 1		10/11/2002
		United States' Motion for Partial Summary Judgment on Response Costs and on Defendants' Second Affirmative Defense; Vol. 1 of 3 - Exhibits 1-22; Vol. 2 of 3 - Exhibits 23-30; Vol. 3 of 3 - Exhibits 31-42		10/31/2002
		United States' Reply to Defendants' Response to Motion for Partial Summary Judgment on Response Costs and Defendants' Second Affirmative Defense		11/11/2002
		Order re: Scope and Standard of Review of United States' Reply to Defendants' Response to Motion for Partial Summary Judgment on Response Costs and Defendants' Second Affirmative Defense		11/13/2002
		Defendants' Supplemental Response to United States' Interrogatories		11/15/2002
		Order re: Costs Incurred; Prejudgment Interest; Declaratory Judgment on Liability re: Subsequent Response Costs or Damages		12/19/2002
		Draft Pretrial Order-Statement of the Case		
748-000656-001	2	<b>Motions / Pleadings / Court Filings</b>		
		Defendants' Revised Proposed Findings of Fact and Conclusions of Law		12/3
		Defendants' Motion for Reconsideration		12/3
		Defendants' Revised Genuine Issues of Material Fact Including Fed.R.Civ.Proc. 56(f) Facts Discovered After October 31, 2002 Related to United States' Motion for Partial Summary Judgment on Defendants' Third Affirmative Defense with Exhibits Vol. 1-11		12/31/2002
748-000657-001	3	<b>Expert Reports / Rebuttal Reports</b>		
		Designation of Rebuttal Experts (Tom Dahl, Wiley Wright III, Charles Young) with Rebuttal Reports	Tom Dahl, Wiley Wright, III, Charles Young	



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Barcode	Box #	Type of Document	Person(s)	Date Range
		Defendants' Rule 26(a)(2) Expert Disclosures with Attached Reports of Elizabeth L. Anderson, Suresh Moolgavkar, Richard Bartlett, Eric Chatfield, Dale Jensen	Elizabeth Anderson, Suresh Moolgavkar, Richard Bartlett, Eric Chatfield, Dale Jensen	
		Wiley Wright, III - Cost Report	Wiley Wright, III	
		Wiley Wright, III - Updated Exhibits & Expert Accounting Report	Wiley Wright, III	
		Charles Young Expert Witness Report & Supporting Documents	Charles Young	
		Defendants' Witness List		
		<b>Exhibit Lists &amp; Related Documents</b>		
		Defendants' Exhibit List; Deposition Exhibit Lists & Related Documents; Exhibit Index for Libby Asbestos Site; Miscellaneous Notes re: Exhibits & Voir Dire Information		
748-000658-001	4	<b>Exhibit List &amp; Related Documents</b>		
		Plaintiffs' (Potential) Exhibits		
748-000659-001	5	<b>Depositions / Exhibits</b> <i>marked as Box 2 of 6 also</i>		
		Harry Eschenbach - Amendment to Deposition; Deposition Exhibits	Harry Eschenbach	10/18/2006
		Julie Yang - Deposition Questions and Supporting Documents; Potential Julie Yang Deposition Exhibit Report	Julie Yang	
748-000660-001	6	<b>Depositions / Exhibits</b> <i>- missing - maybe same as box 5 - 0064P - Day Box 10/18</i>		
		Julie Yang - Depositions and Exhibits Vol. 1-5; Additional Julie Yang Deposition Documents		
748-000661-001	7	<b>Privilege Logs &amp; Related Documents</b>		
		W.R. Grace Initial Privilege Logs		
		Bankruptcy Privilege Logs (Toeroek Assoc.); Privilege Logs (Toeroek Assoc.)		
		List of Privilege Log #1 Missing Documents		
		Libby #2 Stamps for Document Review		
748-000662-001	8	<b>Cost Documentation &amp; Related Documents</b>		
		EPA Work Performed Lists	Contractors; IAG; SAC	11/7/2006
		Direct Labor Charge Support	Toeroek Associates, Inc.	02/01/00 -
		Costs (Itemized, Indirect, Regional & HQ Travel)		10/01/99 -
		Cost Documents for Remedial AR		11/19/
		Special Project/All Inclusive Report		10/01/99 -
		All Inclusive Cost Report		10/01/99 -
748-000663-001	9	<b>Cost Documentation &amp; Related Documents</b>		
		Itemized Cost Summary		10/01/99 -



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**BOX INDEX - Set of 31 Delivered to DocuVault November 2006**

Barcode	Box #	Type of Document	Person(s)	Date Range
		Original CRP Summaries		all time frames
		Regional Payroll		2000-2001
		HQ Payroll; Regional Travel		10/01/99 - 06/30/0
				07/01/01 - 12/31/01
		Regional Travel		07/01/01 - 12/31/01
		Regional Travel		07/01/01 - 12/31/01
748-000664-001	10	<b>Cost Documentation &amp; Related Documents</b>		
		Regional Travel (Duc Nguyen; David Ostrander)		
		Regional Travel (Paul Peronard)		
		Regional Travel (Douglas Skie; Sam Vance; John Wardell; Chris Weis)		
		Travel Vouchers (Chris Weis; David Williams; William Yellowtail)		
748-000665-001	11	<b>Cost Documentation &amp; Related Documents</b>		
		HQ Travel (Philip Campagna; Sandra Connors; John Gilbert; Joseph Laformara; David Mickunas; Patricia Smith; Victoria VanRoden)		
		Travel (Oscar Tarrago; Maria Teran-Maciver; Glenn Tucker; Pam Tucker; Timothy Walker; Jill Welch; John Wheeler; Sandra Whitehouse; Patrick Young; Danny Yu)		
		ATSDR Payroll; Travel Expense Reports (Steve Blackwell; Sharon Campolucci; Caroline Cusack; Steve Dearwent; Dan Holcomb; Myrna Lundy; Jeff Lybarger; Tom Mignone; Chris Poulet; Dan Strausbaugh)		
		ATSDR Travel Vouchers (Sharon Campolucci; Steve Dearwent; Donna Garland; Dan Holcomb; Wendy Kaye; Susan Kess; Michael Levin; Jeff Lybarger; Dan Middleton; Tom Mignone; Susan Muza; Laura Northern; Chris Poulet; Oscar Tarrago)		
		ATSDR Cost Recovery Time Sheet & Travel Vouchers; NORC Task Request Report; SRC Vouchers; CDC Supply/Service Orders		
		ATSDR Payroll Expense Report/Cost Recovery Time Sheets		
		Expense Reports, Travel Vouchers, Records of Activities, Website Info.; SRC Costs; ATSDR Health Consultation Reports; IAG - EPA & ATSDR; ATSDR Payroll Expenses Reports & Timesheets; SRC Task Request		
748-000666-001	12	<b>Cost Documentation &amp; Related Documents</b>		
		Work Performed Documents; IAG - ATSDR Funding, Indirect, Timekeeping		
		Work Performed Documents - Toeroek Associates, Inc.; TechLaw, Inc.; USGS; ISSI		
		VOLPE/DOT Progress Reports & Invoices		
		VOLPE/DOT Progress Reports & Invoices		
		Work Performed Documents - Lockheed Martin; URS; IT Corp.		
748-000667-001	13	<b>Cost Documentation &amp; Related Documents</b>		
		Cost Package Blowbacks of Images from CP Database		



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**748-000666-001**



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Barcode	Box #	Type of Document	Person(s)	Date Range
		Work Performed Documents - ARC; EMSL; ISSI - Misc. Costs		
		Work Performed Documents - EPA Indirect Rate Info.; POLREPS; Guidance Docs./Annual Allocation; Finance Work Papers		
		CRP - Toeroek Associates, Inc./ Purchase Vouchers & Services; IAG - EPA & DOI (USGS); Navy (ISSI) IAG; DOT/VOLPE IAG; ATSDR IAG		10/01/99 - 06/30/01
		START - URS / Vouchers, Annual Allocation Report; IT Corp. / Tech. Support & Site Eval.; DynCorp / Purchase Vouchers & Services; Apparatus Sales; ISSI / Costs; LeHigh Univ. / Invoices; Parkers Settlement (03/20/01); SRC / Invoices		
748-000668-001	14	<b>Cost Documentation &amp; Related Documents</b>		
		ATSDR / Travel Vouchers, Expense Reports, Time Sheets, IAG EPA & DHHS/ATSDR Payroll Expense Report, Cost Recovery Time Sheet; Lockheed Martin / Vouchers		
		Travel Vouchers, Expense Reports, Time Sheets		
		ATSDR / Supplements (Expense Reports, Time Sheets, Travel Vouchers)		07/01/01 -
		ATSDR Supplement		5/28/2
748-000669-001	15	<b>Cost Documentation &amp; Related Documents</b>		
		VOLPE Daily Reports		
		Superfund Indirect Costs Rates		
		Work Performed List / Contractors		07/01/01 - 1
748-000670-001	16	<b>Corporate Report &amp; Related Documents</b>		
		Libby Asbestos Site Corporate Report		
		<b>Miscellaneous</b>		
		Libby Asbestos Site Section 107 Referral and Related Documents		
		DOJ Correspondence		
		Kelcey Land - Emails & Notes re: Libby (2 folders)		
		Sampling Plan - QAPP Revision 1		02/00
748-000671-001	17	<b>Miscellaneous</b>		
		Comments re: EPA's Proposal to Place Libby, Montana on the National Priorities List (2 folders)		4/29/20
		Action Memo Requesting Ceiling Increase (memo; transmittal; supporting documents)		
748-000672-001	18	<b>Miscellaneous</b>		
		Minnesota Corn Processors, LLC 104(e) Information Request Response		9/28/2001
		Supplemental Documents from 10/12 Letter from Lund (Grace) re: 6th 104(e) Information Request		
		Miscellaneous Documents - Drafts & Research		



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**748-000670-001**



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Barcode	Box #	Type of Document	Person(s)	Date Range
748-000673-001	19	<b>Miscellaneous</b>		
		Correspondence and Exhibits re: EPA Letter to Grace re: Grace Comments on Original AR (2 folders)		12/28/2001
		Drafts of EPA Response to Grace Comments re: Supplement to the Export/Screening Plant AR		
		EPA's Response to Comments re: 2nd Supplement to the Export/Screening Plant AR (research; supplemental documents; drafts)		
		Attachments to EPA's Response to Comments Received on the 2nd Supplement to the Export/Screening Plant AR		
		Caselaw for EPA Response to Comments re: the 2nd Supplement to the Export/Screening Plant AR		
748-000674-001	20	<b>Miscellaneous</b>		
		Libby Supplement #2 - AR Index & Images (CD)		
		Libby Export/Screening Plant AR Index & Images (CD 1); Supplemental AR #1 Index & Images (CD 1; CD 2)		
		SDMS Records Index - Export/Screening Plant AR; Supplemental AR #1; Supplemental AR #2		
		Asbestos - Fiber Related Information (pictures; charts etc.)		
		EPA Issue Tag Entry Sheets for Trial Database		
		Special Collections Index / Public Document Index & Images (CD1; CD2; CD3; CD4)		
		Site Assessment - Final Report re: Vermiculite Removal (Shilo, Manitoba)		4/3
		Case Management Timeline		4/1
		Hazardous Substance Caselaw		
		Database Initial Comments		6/1/2001
748-000675-001	21	<b>Miscellaneous - CDs (Libby Asbestos Site)</b>		
		Export/Screening Plant AR - Index & Images (CD 1 - 1 copy)		Recorded 02/11/02
		AR Supplement #2 - Index & Images (4 copies)		Recorded
		AR Supplement #1 - Index & Images (CD 1 - 9 copies; CD 2 - 11 copies)		Recorded
		<b>Miscellaneous - CDs - Old Versions (missing action memos)</b>		
		AR File / Export/Screening Plants		Released
		Export/Screening Plant AR		Updated
		Export/Screening Plant - Document Index with Images		12/4/2001
		Export/Screening Plant AR		12/4/2001
		Export Screening Plant - Document Index		12/4/2001



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Barcode	Box #	Type of Document	Person(s)	Date Range
		<b>Miscellaneous- CDs (Libby Asbestos Site)</b>		
		Invoice Database - Self-Executing (WA 2ESS-99-0018)		3/1/2001
		Invoice Database - Compatible w/ Access '97 (WA 2ESS-99-0018)		3/1/2001
		Invoice Database - Compatible w/ Access '00 (WA 2ESS-99-0018)		3/1/2001
		Libby Asbestos Database - Camp Dresser & McKee (V1-121201)		12/12/2001
		Libby Version 1 Snapshot - Libby Asbestos DB Snapshot - Camp Dresser & McKee		12/23/2002
		Libby Asbestos DB Snapshot - Camp Dresser & McKee		3/15/2002
		Libby Asbestos DB Snapshot - Camp Dresser & McKee		5/6/2002
		Libby 2 Asbestos DB Snapshot - Camp Dresser & McKee		5/6/2002
		Libby 2 Asbestos DB Snapshot - Camp Dresser & McKee		8/5/2002
		Facilities CDs (1 set)		
		Releasable Grace DB CDs (2 sets)		
		Privilege Grace DB CDs (1 set)		
		CBI Grace DB CDs (1 set)		
		CBI-Priv DB CDs (1 set)		
		Database CDs - Fac. CBI-Priv; Fac. Releasable; CBI-Priv DB; CBI DB; Release 4 DB		
748-000676-001	22	<b>Miscellaneous - Video Tapes (2 sets) &amp; CD containing site pictures</b>		
		Tape 1: Welcome - Keynote Part 1 & Part 2; Asbestos Related Illness; Long Term Health Care Q & A; Asbestos and Loss; Risk Assessment		
		Tape 2: Cut 1: Smoking Cessation Session; Cut 2: Thursday Evening Keynote Session		
		Tape 3: Cut 1: Living with Asbestos Related Illness Session		
		Tape 4: Cut 1: Living with Asbestos Related Illness Session - Medical Aspects		
		Tape 5: Cut 1: Alternative Stress Management		
		Tape 6: Cut 1: EPA Site Assessments		
		Tape 7: Cut 1: Occupational vs. Non-Occupational Exposure		
		Tape 8: Cut 1: Information on Environmental Sampling		
		Tape 9: Cut 1: Asbestos Information for the Homeowner		
		Tape 10: Cut 1: Asbestos & Children		
		Tape 11: Cut 1: Stress Management Workshop		
		Tape 12: Cut 1: Medical Screening & Testing		
		Tape 13: Cut 1: Progress of Clean-Up Activities; Cut 2: What's Next After the Feds Leave Libby?; Cut 3: Conference Wrap-Up		
748-000677-001	23	<b>Miscellaneous - VOLPE Supplemental Information copied by On-Site Sourcing</b>		
		1 audio cassette tape		
		4 3 1/2" disks		
		17 mini DV (digital video) cassettes		
		28 CDs (according to enclosed transmittal letter, there should be 35 CDs)		



**748-000676-001**



**748-000677-001**



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Barcode	Box #	Type of Document	Person(s)
		17 VHS tape (same as Box #22)	
748-000678-001	24	<b>Miscellaneous - MAPS</b>	
		Libby, MT - Version 2 Database ERD / Libby 2	
		Fibers	
		Fiber Case Notes	
		Loading Facility, Export Plant, Screening Plant	
		Export Site	
		1A Screening Plant	
		1B Screening Plant - Grid & Sampling Results Overlay	
		1C Screening with Grid, Results, Excavation Location & Soil Quantity	
		2A KDC/Owen's Property - So. Of Parker's Property	
		2B KDC/Owen's Property - So. Of Parker's Property	
		2C KDC/Owen's Property - So. Of Parker's Property with location EAC	
		3A Loading Aerial	
		3B Loading Facilities with Locations	
		Figure 1: W.R. Grace Corporate Mergers & Reorganizations	
		(Boxes 25-31 are Matt Cohn's Documents)	
748-000679-001	25	<b>Motions / Pleadings / Court Filings (Matt Cohn's Box)</b>	
		Order	
		Certification of Indices of Documents Comprising the Administrative Record (w/ attached indices)	
		Defendant's Notice of Deposition of James Millette	
		Declaration of Phillip D. Elbeck	Phillip D. Elbeck
		Defendants' Statement of Genuine Issues of Material Facts Related to United States' Motion for Partial Summary Judgment on Defendants' Third Affirmative Defense	
		Order re: Motion to Reschedule Pretrial Conference Date	
		Order re: Scope and Standard of Review	
		Defendants' Supplemental Response to United States' Interrogatories	
		Order re: Discovery and In Limine Motions	
		Defendants' Revised Supplemental Response to United States' Interrogatories	
		Final Pretrial Order	
		Defendants' Notice of Deposition of Paul Peronard	
		United States' Submission of Proposed Findings of Fact and Conclusions of Law	
		United States' Notice of Filing the Proposed Findings of Fact and Conclusions of Law on the Administrative Record and Liability and Costs	
		United States' Proposed Findings of Fact and Conclusions of Law (Liability and Costs)	



748-000688-001



748-000678-001



748-000686-001



748-000687-001



748-000679-001



**LIBBY ASBESTOS SITE  
BOX INDEX - Set of 31 Delivered to DocuVault November 2006**

Barcode	Box #	Type of Document	Person(s)	Date Range
		Proposed Findings of Fact and Conclusions of Law (Administrative Record)		12/9/2002
		Defendants' Notice of Intent to Use CD-Rom Media for Exhibits (W.R. Grace and Kootenai Development)		12/9/2002
		Defendants' Notice of Intent to Use Realtime Transcription (W.R. Grace and Kootenai Development)		12/9/2002
		Defendants' Submission of Proposed Findings of Fact and Conclusions of Law		12/9/2002
		Defendants' Proposed Findings of Fact and Conclusions of Law		12/9/2002
		Order		12/19/2002
		Defendants' Notice of Deposition of Chris Weis		12/20/2002
		Defendants' Revised Genuine Issues of Material Fact Including Fed.R.Civ.Proc. 56(f) Facts Discovered After October 31, 2002 Related to United States' Motion for Partial Summary Judgment on Defendants' Third Affirmative Defense		12/31/2002
		Defendants' Motion for Reconsideration		12/31/2002
		Defendants' Revised Proposed Findings of Fact and Conclusions of Law		12/31/2002
		United States' Motion to Exclude the Testimony of Mr. Richard E. Bartelt	Richard E. Bartelt	12/31/2002
		Defendants' Response to United States' Motion for Clarification of December 19, 2002 Order		1/2/2003
		Defendants' Response to United States' Supplemental Motion and Brief <u>In Limine</u> to Exclude the Expert Testimony of Dale Jensen		1/2/2003
		Bankruptcy Filings		
		Drafts and Undated Documents		
		<b>Expert Reports / Rebuttal Reports</b>		
		Eric Chatfield - Expert Report	Eric Chatfield	8/30/2002
		Greg Meeker - Expert Report / Notes	Greg Meeker	
		Dale R. Jensen - Expert Report	Dale R. Jensen	8/30/2002
748-000680-001	26	<b>Expert Reports / Rebuttal Reports (Matt Cohn's Box)</b>		
		Richard J. Lee - Expert Report with Supporting Documents	Richard J. Lee	7/2
748-000681-001	27	<b>Witness Files &amp; Related Documents (Matt Cohn's Box)</b>		
		Greg Meeker	Greg Meeker	
		Defendant's Witness List		
		Plaintiff's Witness List		
		<b>Exhibit Lists &amp; Related Documents</b>		
		Defendant's Exhibits (Lists) & Documents		
		Trial Exhibits		
		Exhibit Information		



**748-000680-001**



**748-000681-001**



**LIBBY ASBESTOS SITE**  
**BOX INDEX - Set of 31 Delivered to DocuVault November 2006**

Barcode	Box #	Type of Document	Person(s)	Date Range
		<b>Depositions &amp; Related Documents</b>		
		Elizabeth Anderson	Elizabeth Anderson	
		Eric Chatfield	Eric Chatfield	
		Richard J. Lee	Richard J. Lee	
		Earl D. Lovick	Earl D. Lovick	
		James R. Millette	James R. Millette	
		Paul Peronard	Paul Peronard	
		Chris Weis	Chris Weis	
		Julie Yang	Julie Yang	
		Charles Young	Charles Young	
		Deposition Notes		
748-000682-001	28	<b>Privilege Logs &amp; Related Documents (Matt Cohn's Box)</b>		
		Defendant's Privilege Log & Related Documents		
		Plaintiff's Privilege Log		
		<b>Cost Documentation &amp; Related Documents</b>		
		Financial Information for Trial		04/01
		IT Group Audits		02/00
		IAG Progress Report (DOT)		11/19/2002
		RA Project Evaluation Form		2002
748-000683-001	29	<b>Miscellaneous (Matt Cohn's Box)</b>		
		Residential Tracking and Sampling Lists		
		List of Properties to be Sampled		
		Sampling Information		
		Concordance Information		
		Settlement Discussion Documents		
		FOIA Requests		
		Correspondence		
		Notes & Pictures		
		Emails & Reports		
		Caselaw re: Exceptions to the Administrative Record		
748-000684-001	30	<b>Miscellaneous (Matt Cohn's Box)</b>		
		Material from the "Conference on Asbestos and Public Health"		05
		Articles, Reports, Research		
		Phase 2 Sampling and Quality Assurance Project Plan (QAPP)- Revision 0		1



748-000682-001



748-000683-001



748-000684-001



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Barcode	Box #	Type of Document	Person(s)	Date Range
		Sampling and Quality Assurance Project Plan (QAPP)- Revision 1		
		Articles, Reports, Research		
748-000685-001	31	<b>Miscellaneous (Matt Cohn's Box)</b>		
		Comments re: Export/Screening Plant Removal Action Administrative Records & Related Documents		9/28
		W.R. Grace Comments re: 05/02/02 Action Memo Amendment and Supplemental AR #2; Supplement to Comments re: Original and Supplemental ARs		
		Administrative Record Index - Export/Screening Plants, Supplement #1, Supplement #2		
		Documents from Supplemental AR (5 folders)		
	32-35	<b>Privilege Documents</b>		
		Privilege Documents (Libby #1)		
	36-37	<b>Privilege Documents</b>		
		Privilege Documents (Libby #2)		
	38	<b>Privilege Documents</b>		
		Privilege Documents (Libby #3)		
	39-95	<b>Produced Documents</b>		



**748-000685-001**



**PRIVILEGED AND CONFIDENTIAL**

**Oil Discharge Exxon Mobil- Yellowstone River spill referred to the Department of Justice (Spill location – Yellowstone County, Montana)**

On March 14, 2013, a referral was sent to the Department of Justice (DOJ) for Clean Water Act (CWA) violations related to ExxonMobil's July 1, 2011 discharge of approximately 1,509 barrels (63,378 gallons) of crude oil from its Silvertip Pipeline into the Yellowstone River that runs through the towns of Laurel and Billings, Montana. The Yellowstone River was at flood stage during the spill event causing significant impacts to wildlife (100 animals dead/ 155 oiled, cleaned and released); forcing the temporary closure of drinking water intakes; and impacting approximately 240 miles of river shorelines, floodplains, and riparian areas in varying degrees.

EPA responded to the incident, with On Scene Coordinators overseeing cleanup activities. On July 6, 2011, EPA issued an Administrative Order (AO) to ExxonMobil for cleanup under section 311(c) of the CWA, 33 U.S.C. § 1321(c). Montana issued a Letter of Violation to ExxonMobil on August 17, 2011 and subsequently an Administrative Order on Consent in early 2012, collecting a cash penalty and additional Supplemental Environmental Projects to be determined at a later date.

EPA's referral requests that DOJ file a civil action for penalties against ExxonMobil for discharging crude oil into waters of the United States in violation of section 311(b)(3) of the CWA, 33 U.S.C. § 1321(b)(3), as amended by the Oil Pollution Act of 1990. Section 311(b)(3) of the CWA is non-delegable, meaning that EPA Region 8 enforces oil spill violations in all Region 8 states and Indian country.

*Information only – no action required by the Regional Administrator*

Program Contact: [Inman.Donnak@epa.gov](mailto:Inman.Donnak@epa.gov) 303-312-6201

Legal Contact: [Morris.brenda@epa.gov](mailto:Morris.brenda@epa.gov) 303-312-6891

Darcy O'Connor, TEP Director 303-312-6392

Jennifer Schuller, TEP Supervisor 303-312-6334

	Date Mailed	Label/Addressee/Cert #	cc/bcc list	From	Re:	Date Signed
1	3/8/13	Richard (Rick) Smith, Owner Ladore Supper Club and Saloon P.O. Box 6044 Sheridan, WY 82802 cert # 7009 3410 0000 2592 8444	Peggy Livingston Kathlene Brainich	US EPA, Region 8 Peggy Livingston, Attorney (MC 8ENF-L) 1595 Wynkoop Denver, CO 80202	EPA's Opposition to Motion to Dismiss to Ladore Supper Club...	3/8/13
2	3/13/13	Mr. Dammon Frecker Red Desert Reclamation, LLC One Cate Street, Suite 100 Portsmouth, NH 03801 cert # 7009 3410 0000 2592 8444	n/a	US EPA, Region 8 Randy Lamdin (MC 8ENF-RC) 1595 Wynkoop Denver, CO 80202	RCRA with Tom Sitz	3/13/13
3	Date Mailed	Label/Addressee/Cert #	cc/bcc list	From	Re:	Date Signed
4	3/14/13	Richard (Rick) Smith, Owner Ladore Supper Club and Saloon P.O. Box 6044 Sheridan, WY 82802 cert # 7009 3410 0000 2592 8451	Peggy Livingston	US EPA, Region 8 Peggy Livingston, Attorney (MC 8ENF-L) 1595 Wynkoop Denver, CO 80202	Request to omit additional copies of docs from prehearing exchange	3/14/13
5	3/14/13	James F. Holmes, President Liquid Waste Management, Inc. P.O. Box 888 Longmont, CO 80501 cert # 7009 3410 0000 2598 4358	Amy Swanspon	US EPA, Region 8 Amy Swanson, Attorney (MC 8ENF-L) 1595 Wynkoop Denver, CO 80202	opportunity to confer, settlement communication, not admissible subject to federal rule of evidence....	3/14/13
6	3/14/13	Ignacia S. Moreno, Assistant Attorney General United States Department of Justice Environment and Natural Resources Division P.O. Box 7611 Ben Franklin Station Washington, DC 20044-7611	Mark Pollins, Director Water Enforcement Division United States EPA Headquarters (2201 A)  Ariel Rios Building 1200 Pennsylvania Avenue, N.W. Washington, D.C. 20460	Brenda Morris, Attorney (MC 8ENF-L) 1595 Wynkoop Denver, CO 80202	Yellowstone	3/14/13

	Date Mailed	Label/Addressee/Cert #	cc/bcc list	From	Re:	Date Signed
7	3/14/13		Pamela J. Mazakas OECA United States EPA Headquarters (2241 A) Ariel Rios Building 1200 Pennsylvania Avenue, N.W. Washington, D.C. 20460			3/14/13
8	3/14/13		Cynthia Giles OECA United States EPA Headquarters (2201 A)  Ariel Rios Building 1200 Pennsylvania Avenue, N.W. Washington, D.C. 20460			3/14/13
9	3/14/13	Brunnelle's Pest Control P.O. Box 1304 Wolfpoint, MT 59201 cert # 7009 3410 0000 2592 0585	n/a	Brenda Morris, Attorney (MC 8ENF-L) 1595 Wynkoop Denver, CO 80202	Resend Penalty Complaint & Notice of Opportunity for Hearing	
10						
11						
12						



**Direct Exam of Patrice K. (DRAFT)**

**Background**

Name

Testified before in Federal Court? On what issues?

Current Employment/Title

- EPA – Director of the Fiscal Management and Planning Program within the Office of Technical Management Services

How many years have you been in this position?

- Employed with Region 8 for two years in this position, but employed with EPA for twelve years.

Describe employment history with EPA – held other positions?

- Employed with EPA for twelve years.
- Other Positions Held:

Current Responsibilities

- Supervise the Superfund Cost Recovery Team that compiles site-specific costs incurred by EPA in connection with a CERCLA response action into a cost report.

**Recognition of Cost Report**

**\*\*Pull up Exhibit xx – Revised Cost Report\*\***

**\*\*Have Patrice look at the Cherokee Site Cost Report\*\***

What is Exhibit xx?

- Cost Report generated by EPA for the Cherokee Street Site

How do you recognize it as such?

- The subject line states that it is the full cost package report for the Cherokee Street site and it also lists the site identification number – which is #08SL. I supervised the work of staff that prepared the cost documentation packages and this cost summary report for Cherokee Street, completed a final review of the cost package report, and ultimately approved the cost package report.

What is the date of this cost report for the Cherokee Site?

- February 26, 2003

Is that your signature found next to the “from” caption on the document?

- Yes

**Swanson, Amy**

---

**To:** Meredith, Sienna  
**Subject:** Lambert Opportunity to Confer Letter  
**Attachments:** 130314.Lambert.opptoconfer.fin.docx

Hi. Please take a look and make any changes you deem appropriate to the attached Lambert opportunity to confer letter. I'm pressed on time today to discuss Crow and Lane Deer, but am open Monday between 9:30 and 11:00 am. Can I call you then? Thank you,

Amy Swanson, Senior Attorney  
Legal Enforcement Program (8ENF-L)  
U.S. EPA Region 8  
1595 Wynkoop Street  
Denver, CO 80202-1129  
Phone: (303) 312-6906

LIBBY ASBESTOS SITE  
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4 Boxes

Barcode	Box #	Type of Document	Person(s)	Date Range
748-000622-001	1	<b>Pleadings and Exhibits in re Civil Action No. 01-72-M-DWM</b>		
		Exhibits for U.S.'s Motion for Partial Summary Judgment on Response Costs and on Defendants' Second Affirmative Defense (Volumes 1 and 3 / Exhibits 1 – 22, 31 – 42)		
		U.S.'s Motion for Partial Summary Judgment on Defendant's Third Affirmative Defense and Exhibits 1 – 18		
		U.S.'s Motion for Partial Summary Judgment on the Liability of W.R. Grace & Co.-Conn. And on W.R. Grace & Co.-Conn.'s First and Fourth Affirmative Defenses; Statement of Uncontroverted Facts, Brief in Support, Exhibit List, Volume 1 of 3: Exhibits (1 – 22)		
		Exhibits for Second Affirmative Defense (Volume 3 of 3, Exhibits 31 – 42)		
		U.S.'s Motion for Partial Summary Judgment on Defendant's Third Affirmative Defense, Brief in Support, Statement of Uncontroverted Facts, Exhibit List, Exhibits 1 – 18		10/11/2002
		Exhibits for U.S.'s Motion for Partial Summary Judgment on the Liability of W.R. Grace & Co.-Conn. And on W.R. Grace & Co.-Conn.'s First and Fourth Affirmative Defenses		
		U.S.'s Motion in Limine to Strike Portion of the Proposed Testimony of Dr. Richard J. Lee, Brief in Support, Proposed Order, Exhibit List, Exhibits 1 – 10		10/11/2002
		HRO letter enclosing W.R. Grace & Co. privilege logs, Defendants' Response to U.S.'s Motion in Limine to Strike Portions of the proposed testimony of Dr. Richard J. Lee, Exhibits A, B, 1 – 35, Defendants' Response to U.S.'s Motion in Limine to exclude the Expert Report and Testimony of Dale Jensen, Exhibits 1 – 14		10/31/2002
748-000623-001	2	<b>Documents for Civil Action No. 01-72-M-DWM</b>		
		Privilege log		
		Final draft of ISO International Standard for ambient air -- determination of numerical concentration of inorganic fibrous particles -- scanning electron microscopy method		
		R.J. Lee Group ISO data compiled from EPA Excel Spreadsheets		
		R.J. Lee Group Report: Analysis of January 2000 indoor and outdoor air samples		
		U.S. Motion for Partial Summary Judgment on Response Costs and on Defendants' Second Affirmative Defense (Volumes 1 – 3 / Exhibits 1 – 42)		11/2/2002
748-000624-001	3	<b>Pleadings for Various Actions/Reports/Correspondence/Deposition</b>		
		Superfund reports/documents		6/0/1
		Asbestos and health documents		
		Fiber contamination of Vermiculites re Libby #1 – environmental research		
		Libby #1 – Radiology Survey by Sebastien, et al., Cohort study of mortality		
		Libby #2: Pleural effects		
		Exposure to Crocidolite and Mesothelioma		01/01/2000



748-000622-001



748-000623-001



748-000624-001



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Barcode	Box #	Type of Document	Person(s)	Date Range
		Exposure to Tremolite and Respiratory Cancer in New Caledonia: A Case Control Study		0/0/2000
		Progression of pleural and parenchymal disease		0/0/1997
		Vermiculite Producers and Users		9/0/1988
		X-ray evidence of increased asbestos exposure		0/0/2000
		Internal fax re causality		8/12/2002
		Internal fax re FOIA request in re CDC, NIOSH and ATSDR		8/22/2002
		Consolidated Arvin cases: CV-F-92-5068 OWW, CV-F-96-6226 OWW, and CV-F-96-6228 OWW		
		Findings of Fact and Conclusions of Law		5/24/2002
		CV-91-4098 EPA's Allocation Methodology re Non-site Specific Costs		10/15/1993
		No. 4:97 CV 1557 CDP Memorandum and Order		9/15/1999
		CV F 92-5373 Memorandum Opinion...to Enforce Consent Decree		1/12/2000
		W.R. Grace Interests		6/10/2002
		EPA's Response to 12/21/2002 Comments from W.R. Grace re the Supplement to the Export/Screening Plant AR		
		W.R. Grace's Comments		12/21/2001
		Attorney-Client Privileged Response to W.R. Grace's Comments received 7/31/2002		8/11/2002
		W.R. Grace miscellaneous correspondence		4/14/1969 -- 7/15/1985
		Superfund Audit Report -- Phase 2 Sampling		5/15/2001
		Memo re Milwaukee Plant and MonoKote		8/1/1973
		U.S.'s Response to Defendants' Brief...to reopen AR		10/22/2002
		Civil Action No. 01-72-M-DWM HRO's request for progress report re costs		10/17/2002
		U.S.'s Motion and Brief Requesting Leave to File Additional Factual Materials in Summary Judgment Replies		11/12/2002
		U.S.'s Reply to Defendants' Response to Motion for Partial Summary Judgment on Response Costs and Defendants' Second Affirmative Defense, attachments and exhibits		11/11/2002
		Memos, testimony, report		3/13/2000 -- 6/2/2002
		Deposition of Arnold R. Brody		9/30/2002
		Tremolite report, HRO and DOJ correspondence re Civil Action No. 01-72-M-DWM		4/2/1985 -- 10/11/2002
		W.R. Grace's Motion to Reschedule Pretrial Conference Date and supporting Brief		10/24/2002
		Memos, articles on asbestos		0/0/1993 -- 10/1/2002
		Unsigned U.S.'s Unopposed Motion and Brief of the U.S. to withdraw certain claims with prejudice		0/0/2002
		Summary Report of particulate found after destruction of the World Trade Center		10/12/2001
		Health-based Soil Investigation Levels -- Australia		5/24/2002
		Civil Action No. 01-72-M-DWM (D. Mont.) Defendants' Reply to the U.S.'s Response to Defendants' Brief re Order to Require EPA to Reopen the AR and exhibits		10/31/2002
		U.S.'s Motion in Limine to Exclude the Expert Report and Testimony of Dale Jensen and exhibits and Brief and Proposed Order:B25		10/11/2002

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Barcode	Box #	Type of Document	Person(s)	Date Range
748-000625-001	4	<b>Documents in re Civil Action No. CV-00-167-M-DWM and Civil Action No. 4-88-822 and Chapter 11, Case No. 01-01139(JKF)</b>		
		Civil Action No. CV-00-167-M-DWM		
		Notice		2/8/2001
		Defendants' Prediscovery Disclosure Statement		11/7/2000
		Order		3/9/2001
		U.S. Preliminary Pretrial Statement and draft thereof		
		Joint Discovery Plan		
		Defendants' Motion to Transfer Venue to the District of Delaware		7/17/2001
		U.S.'s Unopposed Motion and Brief for Extension of Time to Respond to Defendants' Motion and Proposed Order		7/27/2001
		W.R. Grace's Preliminary Pretrial Statement		8/29/2001
		Order		9/6/2001
		Defendants' Unopposed Motion for Conducting Preliminary Pretrial Conference by Telephone		10/4/2001
		Proposed Order		10/10/2001
		Signed Order		10/5/2001
		Notice of Lodging, Consent Decree		10/23/2001
		Signed Order re oral argument		12/5/2000
		Signed Order re telephonic status conference		10/15/2001
		Oral Argument -- Transcript of Proceedings between EPA and W.R. Grace		12/20/2000
		<u>Bankruptcy case documents in re Chapter 11, Case No. 01-01139(JKF)</u>		5/10/2002
		<u>Bankruptcy case documents in re Chapter 11, Case No. 01-01139 and Case No. 01-01200</u>		
		Western Minerals Site -- map and sampling data (Rec of Comm)		3/27/2002
		Toeroek Analysis of W.R. Grace's Response to EPA's 6th 104(e) Information Request		9/5/2001
		Measurement of Asbestos Air Pollution Inside Buildings Sprayed with Asbestos		8/0/1980 -- 7/9/2001
		Bureau of Mines report, "Selected Silicate Minerals and their Asbestiform Varieties" by Campbell, et al.		
		Expanding Plants information		6/14/1961 -- 7/19/2000
		ASTM International -- 2002 Johnson Conference: A Review of Asbestos Monitoring Methods and Results for the New York World Trade Center, etc.		7/21/2002 -- 7/25/2002
		Raintree Nursery--Mel and Lerah Parker and family--miscellaneous letters, pictures, information		3/0/2000 -- 4/28/2001
		<u>Civil Action No. 4-88-822 Access Case -- Harris Jorgensen and Isabel Jorgensen v. Carey-Canada, Inc., et al. documents</u>		
		Fibers for Mark Raney		9/23/2002

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**748-000625-001**



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Barcode	Box #	Type of Document	Person(s)	Date Range
		Libby timeline		4/19/2002
		Summary of Agency Risk Issues for Libby, Montana		2/7/2002
		Superfund Program Management		2/0/1995
		CERCLA original copies		

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Barcode	Box #	Type of Document	Person(s)	Date Range
<b>MATT'S MISCELLANEOUS BOXES</b>				
748-000626-001	1	Concordance <i>stay at Toeroek</i> Adapter, Concordance Dataflight software, Concordance Information Retrieval System handbook, related manuals and guides		
748-000627-001	2	Toeroek's CD's <i>- stay at Toeroek</i> CD's of extra copies of Libby Site file		
627 748-000628-001	3	Duplicates from Libby Asbestos File Review W.R. Grace's Comments to EPA's 3rd Action Memo with exhibits and attachments		
748-000629-001	4	Deposition and Notes/Reports/Analyses/Operating Procedures Deposition of Lee Lee Preliminary Report Standard Operating Procedures, core samples, soil samples, air samples, Silica analyses, SAED studies, deposition notes for Rich Lee, C. Weis and Meeker, analyses of air samples, Lee's Expert Report, ISO EDS reports, AHERA EDS reports, airborne asbestos methods, Asbestos Investigation grids, OSHA health effects and other files, RJLG-NVLAP, Lee CV and Publication List		
748-000630-001	5	Loose Documents Document database, briefs, reports, analyses, grids, letter re status of AR, test reports and results, memos, log of WRG's privileged documents		

*stay at  
Toeroek*



748-000627-001



748-000629-001



7/18/1977 - 9/11/2002



748-000630-001



17 boxes

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Barcode	Box #	Type of Document	Person(s)	Date Range
<i>not delivered</i>	Note-book	United States' Designation of Experts: Arnold R. Brody, Ph.D., James E. Lockey, M.D., MS, Gregory P. Meeker, James R. Millette, Ph.D., Fredric L. Quivik, Ph.D., Alan C. Whitehouse, M.D., Wiley Wright III, CPA, Charles Young		7/31/2002
748-000631-001	1	<b>Finstad v. W.R. Grace and Company</b>		
		Employee Exposure Summaries		3/
		Finstad v. W.R. Grace and Company Transcript of Proceedings		5
		Finstad v. W.R. Grace and Company Appeal Exhibits Volumes I and II		
		Finstad v. W.R. Grace and Company Transcript of Proceedings		5/6/199
748-000632-001	2	<b>Employee Exposure Summaries</b>		
		Employee Exposure Summaries		3/
748-000633-001	3	<b>Corporate Documents</b>		
		W.R. Grace corporate documents -- Plaintiff's Brief in Opposition of Defendant's Motion to Dismiss and exhibits		9/
		W.R. Grace corporate documents -- S-4 Registration Statement under SEC		8/2/1996
		Corporate fraudulent conveyance -- Plaintiff's Brief in Opposition of Defendant's Motion to Dismiss		1/13/2000
		W.R. Grace & Co. Annual Report Form 10-K405		0/n/1007
		NESHAPS documents -- Consent Decree, privileged documents, press releases		12/23/19
		Fresenius Medical Care Holdings Inc./NY 10-K405		3/2
		Fresenius Medical Care Holdings Inc./NY 8-K		2/1
		Fresenius Medical Care Holdings Inc./NY 10-K405		3/1
		Sealed Air Corp/Delaware -- Registration Statement		8/
		Employee Exposure Summary		6/6/1900
748-000634-001	4	<b>Motions / Pleadings / Court Filings/Title Search</b>		
		Libby Asbestos Site Draft Title Search Report by Toeroek Associates; Title Search documents: Sites #1-3, Appendix C Title Trees, Sites #4-5, Sites #1-4, Site #5, Figures		
		Plaintiff's Brief in Opposition of Defendant's Motion to Dismiss for Lack of Personal Jurisdiction and exhibits		



748-000631-001



748-000632-001



748-000633-001



748-000634-001





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Barcode	Box #	Type of Document	Person(s)	Date Range
748-000635-001	5	<b>Corporate Documents -- Colorado/New York/Montana Secretary of State and On-line</b>		
		Certificates of Merger, Agreement and Plan of Merger for Wayne Candies, Inc.; Pearce, Mayer & Greer, Inc.; Pix of America, Inc.; and other companies; Notices, Connecticut Secretary of State documents, Notice of Election or Appointment of Officer/Director		7/3
		W.R. Grace & Co. and Fresenius National Medical Care Holding, Inc. Forms 8-K, 10-K's, 10-Q's, Proxy Statements, Annual Reports, Independent Auditors' Consent		
		Lincoln County District Court -- Defendant's Brief in Support of Motion to Dismiss for Lack of Personal Jurisdiction		4/26/1999
		New York Secretary of State Application to do business in New York, Tax Commission certifications, Certificate of Merger, Certificates of Change and Amendment of Application of Authority, Certificate of Incorporation, Biennial Statements for W.R. Grace and Fresenius National Medical Care Holdings, Inc.		12/15/1999 -- 3/0/2000
		Web site: -- History, letter to Grace Shareholder, Libby Issues and Answer		4/9/1988
		Articles of Amendment, Articles of Merger, Articles of Organization for Delka Corporation, Certificates of Change of Address, Change of Directors, Massachusetts corporation Annual Report		12/9/1974 -- 12/31/1998
		Denver Public Library: newspaper economic information on corporations, Montana Department of Environmental Quality Web Page		1960 -- 2000
		W.R. Grace & Co. File Review Summary re Libby Asbestos Timeline of Events		1881 -- 1999
		KnowX.com, www.prnewswire.com, www.nytimes.com -- Business reports on W.R. Grace & Co., Sealed Air Corporation, Fresenius Medical Care Holdings		11/28/2000 -- 1/16/2001
		www.fmc-ag.com -- Business reports, tax background checks on W.R. Grace & Co., Sealed Air Corporation		11/28/2000 -- 2/9/2001
		Sealed Air Corporation: General Shareholder Information, news releases, 1998 Annual Report; Abner v. Asbestos Defendants civil proceedings in San Francisco County, California		1998 -- 4/27/2001
		Kootenai Development Company Annual Report		2000
748-000636-001	6	<b>Notebooks</b>		
		Finstad v. W.R. Grace and Company Appeal Exhibits		
		Workers Dead from Asbestos Disease -- Exhibit 225		
		Finstad v. W.R. Grace and Company Transcript of Proceedings		5/3/19
		Marcor Remediation, Inc. Health and Safety Plan		
		Kootenai Development Company Flyway Property -- Final Removal Action Work Plan		
		Draft SAP for Remedial Investigation Contaminant Screening Study at Libby OU4		
		Kootenai Development Company Kootenai Bluff Property -- Final Removal Action Work Plan		7/12/2001



748-000635-001



4/26/1999

12/15/1999 -- 3/0/2000

4/9/1988

12/9/1974 -- 12/31/1998

1960 -- 2000

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11/28/2000 -- 1/16/2001

11/28/2000 -- 2/9/2001

1998 -- 4/27/2001

2000



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7/12/2001

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Barcode	Box #	Type of Document	Person(s)	Date Range
		Final Site Health and Safety Plan -- Screening Plant -- TO #4 prepared for U.S. Department of Transportation		6/20/2000
748-000637-001	7	<b>Specifications/Plans/Reports</b>		
		Libby Middle School Track Reconstruction -- Technical Specifications		10/12/2001
		Draft Libby Middle School Removal Action Work Plan		
		Libby Asbestos Project -- Stimson Lumber Company -- Draft Sampling and Analysis Plan		1/10/2002
		Libby High School Track Reconstruction -- Final Technical Specifications		1/10/2002
		Final Screening Plant Removal Action Plan		5/1/2000
		Final Work Plan -- Kootenai Bluff		5/1/2000
		Export Plant Final Removal Action Plan		5/1/2000
		Revised Proposal -- Planning and Logistics and Field Office Setup		6/14/2001
		Screening Facility Final Removal Action Plan		8/14/2001
		OU4 Final Sampling and Analysis Plan -- Contaminant Screening Study		4/0/2002
		Records of Deviation/Request for Modification		4/4/2002
		March 2000 Sampling Effort		3/0/2000
		Sample Results for Topsoil, Kalispell, Montana		5/15/2001
		Final Report RES 75788 -- 1 and 2 -- CDM Federal Programs -- Libby		7/18/2001
		Health and Safety Plan Form -- Residential and Service Sampling		12/7/1999
		Libby High School -- Equipment Replacement Summary Report		12/10/2001
		Site Visit Report by MWH		2/26/2002
		Project Work Plan -- Siefke and Browlee Properties		10/0/2001
		Project Work Plan -- Siefke and Browlee Properties -- Addendum #1		10/0/2001
		Work Plan -- Phase I Assessment -- Libby		12/0/1999
		Health and Safety Plan -- Inventory and Cleanup		7/0/2001
		Health and Safety Plan (former Railroad Loading Facility)		4/0/2001
		Project Work Plan -- Inventory and Cleanup		7/0/2001
748-000638-001	8	<b>Depositions and Exhibits</b>		
		Deposition and exhibits of Julie Yang		9/24/2002
		Documents related to Julie Yang's depo		
		Deposition and exhibits of Charles Young		
		Documents sent to EPA to attach to Elizabeth Anderson's Report	9/30	
		Documents sent to EPA to attach to William Hughson's Report		



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Barcode	Box #	Type of Document	Person(s)	Date Range
748-000639-001	9	<b>Corporate Documents</b>		
		B03 Lincoln County -- corporate documents, deeds		12
		CO1 EPA -- Purchase and Sale Contract with Kootenai Development Company, corporate documents		10/17/1991
		CO2 -- Zonolite corporate documents		3/1963
		CO4 -- W.R. Grace & Co. Annual Reports		197
		CO5 Delaware -- Secretary of State corporate documents		3/31/1990
		CO6 Connecticut -- Secretary of State corporate documents		5/31/1929 -- 9/15/1969
748-000640-001	10	<b>Expert Report/Pleadings</b>		
		Fredric L. Quivik, Ph.D. Expert Report		
		Defendant's Response to U.S.'s Motion for Partial Summary Judgment on Costs and on Defendant's Second Affirmative Defense		
		Plaintiff's Brief in Opposition to Defendant's Motion to Dismiss for Lack of Personal		
		Findings of Fact and Conclusions of Law re Motions of the Debtors and Asbestos Property Damage Committee to Exclude Evidence		
748-000641-001	11	<b>Corporate Reports/Agreements/Bankruptcy Brief/Title Search</b>		
		Corporate Officers and Directors of W.R. Grace and Company and Associated Entities prepared by Toeroek Associates		9/6/2001
		Interim Corporate Report A -- B03 Lincoln County Clerk and Recorder -- deeds to Kootenai Development Company		11/31
		Interim Corporate Report B -- B03 Lincoln County Clerk and Recorder -- deeds to Kootenai Development Company		11/31
		Interim Corporate Report A -- C01 EPA -- Plaintiff's Brief in Opposition to Defendant's Motion to Dismiss for Lack of Personal Jurisdiction and exhibits		
		Purchase and Sale Contract between W.R. Grace and Company and Kootenai Development Company		10/17/1994
		W.R. Grace and Company's Informational Brief -- Chapter 11 in Bankruptcy Court		4/12/2001
		Agreement and Plan of Reorganization between W.R. Grace and Company and Zonolite Company		2/21/2001
		Libby Asbestos Site Draft Title Search Report by Toeroek Associates		2/21/2001
		Preliminary Findings of W.R. Grace Corporate Structure by Toeroek Associates		1/8/2001



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Barcode	Box #	Type of Document	Person(s)	Date Range
		Interim Corporate Report B -- C01 EPA -- Plaintiff's Brief in Opposition to Defendant's Motion to Dismiss for Lack of Personal Jurisdiction and exhibits, Transaction Structure, Purchase and Sale Contract between W.R. Grace and Company and Kootenai Development Company		10/17/1994 -- 1/13/2000
		Interim Corporate Report A -- CO2 W.R. Grace and Company 1981 Facilities Audit		2/8/1982
		Interim Corporate Report B -- CO2 W.R. Grace and Company 1981 Facilities Audit		2/8/1982
		Interim Corporate Report A -- CO4 www.freeedgar.com -- Registration Statement, Fresenius Medical Care Holdings Inc./NY 10-K 1995		3/29/1996 -- 3/13/1998
		Interim Corporate Report A -- CO4 www.freeedgar.com -- W.R. Grace and Company 2000 Annual Report		4/16/2001
		Fresenius Medical Care Holdings Inc./NY 1996 Annual Report		3/31/1997
		Interim Corporate Report B -- CO4 www.freeedgar.com -- W.R. Grace and Company 2000 Annual Report		4/16/2001
		Sealed Air Corp/DE 2000 Annual Report		3/23/2001
		Fresenius Medical Care Holdings Inc./NY 2000 Annual Report		4/2/2001
		W.R. Grace and Company 2000 Annual Report		4/16/2001
		Interim Corporate Report B -- CO4 www.freeedgar.com -- W.R. Grace and Company Registration Statement		3/13/1998
		W.R. Grace and Company 1998 Annual Report		3/29/1999
		Fresenius Medical Care Holdings Inc./NY 1995 Annual Report		3/29/1996
641 748-000642-001	12	<b>Corporate Interim Reports</b>		
		Corporate Interim Reports		
748-000643-001	13	<b>Corporate Report/Trial Experts</b>		
		W.R. Grace Draft Interim Corporate Report		
		W.R. Grace's Designation of Experts		8/30/2002
		W.R. Grace's reports and rebuttal from the following experts: Elizabeth Anderson; EPA's Response to comment from Elizabeth Anderson; Henry Anderson, R.E. Bartelt, Eric Chatfield, Thomas, Dahl, G. Hughson, D.R. Jensen, Richard Lee, J. Lockey		
		U.S.'s Designation of Experts		
		U.S.'s report and rebuttal from the following experts: Arnold Brody, James Lockey, Gregory Meeker, Suresh Moolgavkar		



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Barcode	Box #	Type of Document	Person(s)	Date Range
748-000644-001	14	<b>Rebuttal Experts</b> U.S.'s reports and rebuttals from the following experts: James Millette, R.M. Turkewitz, Alan C. Whitehouse, W.R. Wright, Charles Young		7/2/02
		U.S.'s designation of rebuttal experts and rebuttal reports from: H. Anderson, R.J. Lee Group, Inc., Gregory P. Meeker, James Millette, Rob Turkewitz		7/3/02
		Oral histories relied upon in Expert Report of Fredric L. Quivik, Ph.D. Folders 1-4		4/26/02 -- 5/22/02
748-000645-001	15	<b>Depositions and Exhibits</b> Elizabeth Anderson		9/27/2002
		Richard Bartelt		9/24/2002
		David Croce		9/27/2002
		Stephen Dearwent, Jr.		
		Dannie Middleton		
		Jeffrey Lybarger		
		Harry Eschenbach		
		William Hughson		
		William Hurley		9/10/2002
		Dale Jensen		9/20/2002
		Kathleen Kirkland		9/6/2002
		Michele Koppelman		9/4/2002
748-000646-001	16	<b>Depositions and Exhibits</b> Richard Lee -- File 2 of 2		
		James Lockey		
		John McGuiggin		
		Gregory Meeker		
		James Millette		
		Eric Moeller		
		Sureh Moolgavkar		9/30/2002
		Mark Owens		8/16/2002
748-000647-001	17	<b>Depositions</b> Deposition of Paul Peronard		
		Deposition of Fredric Quivik		
		Deposition of Lester Skramstad		
		Deposition of Alan Stringer		



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Barcode	Box #	Type of Document	Person(s)	Date Range
		Deposition of Timothy Wall		8/13/2002
		Deposition of Christopher Weis		9/12/2002
		Deposition of Alan Whitehouse		9/6/2002
		Deposition of Robert Wilkins		6/27/2002
		Deposition of Colette Wilson		9/17/2002
		Deposition of Jack Wolter		9/12/2002
		Deposition of Wiley Wright		9/5/2002

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Barcode	Box #	Type of Document	Person(s)	Date Range
748-000648-001	2	Julie Chi-Sun Yang, Ph.D. Depositions and Exhibits		
		17 depositions		12/20/1978 – 7/29/1998



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Barcode	Box #	Type of Document	Person(s)	Date Range
		<b>PRIVILEGED -- TRIAL PREPARATION</b>		
748-000649-001	1	W.R. Grace Bankruptcy Privilege Logs		
		Privilege logs		9/25/02
748-000650-001	2	Trial Preparation		
		Also labeled box 5 which is part of set of 31 boxes. See index for 31 boxes for contents description.		
748-000651-001	3	Trial Preparation		
		#11 Demos, Libby PPP1-Stereo-PLM.ppt		9/24/02
		Graphics, graphs, #31 and #106 exhibits		12/9/02
		James Millette handwritten professional background as it relates to Libby		12/18/2002
		2 CD's: #12 and #36 Libby exhibits		
		Set 1: 2 of 2 invoices, time sheets		4/2/2000 -- 1/2/2002
		Draft and finalized EPA's Response to Comments Received on the Second Supplement to the Export/Screening Plant Administrative Record		6/24/1905
		Holly Shook's memo and case law for EPA's Response to comments re Second Supplement to Export/Screening Plant, diskette of Shook memo re answer to W.R. Grace's Interrogatory 31		7/25/2002
		Set 1: 1 of 2-Toeroek Associates timesheets		
		Toeroek Associates correspondence and time sheets		2/7/2000 -- 11/27/2002
		Dr. Eric J. Chatfield's Analysis re Vermiculite		9/4/2000
		Published articles on asbestos in dust		4/9/2002
		Case law		
		Julie C. Yang, Ph.D. deposition		8/21/2002
		Dr. Richard J. Lee deposition		10/17/2000
		Handwritten notes for Trial Management Order re exhibits; draft TMO		
		Plan for Objections, exhibits, Libby database instructions		9/11/2002
		Correspondence with marginalia between attorneys re exhibits		11/25/2002
		Handwritten trial database basics		9/11/2002
		Print-outs from exhibits database		1976 -- 9/18/2002
		Cause and effect trial preparation, Defendant's exhibits list, table of comments on certain 2002 EPA Revised Scenario Samples		12/10/2002
		Printed copies of cost effects slides, paper by Dr. Wylie re discriminating amphibole cleavage fragments from asbestos, article re lung tumors and asbestos		6/17/1905
		Article by Dr. Chatfield re TEM specimens		8/0/1990



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Barcode	Box #	Type of Document	Person(s)	Date Range
		Case law, EPA definition of hazardous substances under CERCLA		
		Toeroek Associates' Initial Comments on document review		6/1/2001
		Miscellaneous notes re exhibits and voir dire		4/3/1979 – 11/17/2002
		Draft notes in preparation of Chatfield deposition		
		Chatfield analysis of TEM asbestos samples		9/25/2002
		Table of Lee deposition exhibits, case law, deposition notes for questioning		
		W.R. Grace memo re higher fiber counts with binder		8/22/1980
		Order re Sealed Air Corporation's motion to extend expert reports deadline		8/21/2002
		Deposition exhibit lists and related documents		5/9/2002 – 9/20/2002
748-000652-001	4	<b>Reports/Studies/Testimony/Analyses</b>		
		Handwritten notes		
		Handwritten notes on Meeker and Millette Expert Reports, etc.		
		Libby Asbestos Site Administrative Record Index, Libby trial database entry sheets -- Administrative Record documents, Special Collections Index		11/11/2002
		Cost documentation for Remedial Administrative Record		11/19/2002
		Itemized Cost Summary (superseded)		10/1/1999 – 12/31/01
		Draft memo to EPA from Toeroek Associates re Libby Personnel, handwritten notes		2/5/2001
		EPA Work Performed lists		11/7/2002
		Case law in 9th Circuit re exceptions to the Administrative Record		
		Matt's trial exhibits – Kathleen Rest testimony		7/31/2001
		Lee – EPA error sheets; Lee – List of exemplars of Count Sheets		7/6/2000 – 9/23
		Letter from Michael Beard of EPA to Sally Sasnett of EPA re misrepresentation of analytical results for asbestos in bulk materials		11/3/1992
		USA Today article by Lee re high levels of asbestos in dust are an indicator of the need for cleanup		2/12/2002
		Bureau of Mines Health Study on asbestos dust		4/3/1973 – 4/12/1973
		Health and Safety Report – Asbestos Dust Survey Report		10/19/1971 – 10/21/1971
		Chatfield report: "Asbestos Measurements in Workplaces and Ambient Spaces"		
		Data Comparison of asbestos fibers		
		Asbestos Fiber Reentrainment During Dry Vacuuming and Wet Cleaning of Asbestos-contaminated Carpet		5/0/1991
		Libby Sample Results Summary Report		8/13/2002
		TEM Asbestos Structure Count		8/6/2001
		Phase 1 Quality Assurance Project Plan – Environmental Monitoring for Asbestos		1/4/2000
		Phase 2 Quality Assurance Project Plan – Environmental Monitoring for Asbestos		3/0/2001



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Barcode	Box #	Type of Document	Person(s)	Date Range
		W.R. Grace comments on Administrative Record for Export Plant and Screening Plant Removal Actions and WRG letter to EPA		3/24/1983 – 2000
		A study of the Reproducibility of the Micro-Vac Technique by Hatfield, et al.		
		Asbestos in Public and Commercial Buildings by Health Effects Institute		1991
		W.R. Grace memo re controlled drop air sampling on 7/23/1976 and drop test results		8/5/1976
		"A Modeling Approach to Estimate Community Exposures to Airborne Asbestos Concentrations from Reentrained Road Dust" by Kira Lynch		7/31/1995
		Resume and expert report by Gregory P. Meeker, "The composition of asbestiform amphibole...results...analysis"		7/31/2002
		Comments on Proposed Rulemaking on Measuring and Controlling Asbestos Exposure		6/27/2002
		Kathleen Rest testimony re Workplace Exposure to Asbestos		7/31/2001
		In USA Today by Lee – dust needs cleaning		2/12/2002
		Mel and Lerah Parker letter re tailing material from the roadway is a toxic hazardous material		1/20/2001
		Photocopies of road photos from the Parkers		4/25/0000
		Letter from Benjamin Wake to Public Health Service		9/12/1956
		Christopher Weis/EPA letter to W.R. Grace re methodology for analysis		4/4/0000
		Chris Weis memo to Paul Peronard re residual contamination		5/17/2000
		Memo re tremolite problem from Wood to Brookes, et al.		5/24/1977
		W.R. Grace memo re lightweight fertilizer customer fiber exposures		1/27/1978 – 2/15/1978
		Wylie's report, "Discriminating Amphibole cleavage fragments from Asbestos: Rationale and Methodology"		11/0/1990
		Julie C. Yang's report, "Characterization and Preparation of Respirable Sized Tremolite Fiber and Vermiculite for Animal Studies"		4/8/1976
		Ahn, et al. report, "Microstructures and fiber-formation mechanisms of crocidolite asbestos"		1991
		Amandus, et al. report on vermiculite miners and millers exposed to tremolite-actinolite		1987
		Department of the Interior "Contributions to Economic Geology" papers and reports		1928
		Selected Silicate Minerals and their Asbestiform Varieties by Campbell, et al.		
		Health Effects of Tremolite by Bruce Case		
		Demos of amphiboles		
		Meeker Administrative Report summary fo Libby amphibole mineralogy		7/3/2001
		Veblen's report "Anthophyllite asbestos"		1980
		Wylie's report, "The Habit of Asbestiform Amphiboles"		
		Phase contrast microscopy		5/20/1977
		Yang's report, "Characterization..."		4/8/1976
		Deposition Notes: handwritten		
		Drafts of EPA Response to W.R. Grace Comments re Supplement to Export/Screening Plant		

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		Miscellaneous notes and pictures, memos		
		Actual distributions		8/22/1980 – 0/0/2002
		Fiber samples		
748-000653-001	5	Defendant's Exhibits, Cost Recovery Backup		
		Tables of Defendant's Exhibits		11/26/2002
		Exhibit Index for Libby Asbestos Site cost recovery litigation created by Toeroek Associates		11/18/2002
		Tracking list for documents requested per Court Order to provide W.R. Grace with documents by 8/29/2001		
		Letter from DOJ regarding Libby-related documents to be sent to the DOJ		3/15/2002
		List of Affidavits for Libby #2		8/14/2002
		Production lists for Libby #1 and Libby #2		2001 – 2/4/2002
		R8 letters		7/26/2001
		HQ letters		7/20/2001
		Montana office letters		7/26/2001
		Miscellaneous letters		7/26/2001
		EPA Production List		
		Miscellaneous documentation, drafts, research		3/16/1981 – 10/23
		E-mail and correspondence re mobile lab analysis of TEM grids		7/16/2002
		Handwritten notes and e-mail re cost documentation package and privilege log database		8/0/2001 – 5/20/
		Handwritten note re things to do		
		Concordance information		12/18/2002
		Tasks lists		
		Referral Report from EPA to DOJ re Libby #1		3/21/2001
		Libby #1 Document Coding Sheet and documents		2001
		EPA status update of Administrative Record to Holme, Roberts & Owen		7/24/2001
		Memo re legal research re "imminent and substantial endangerment"		8/9/2002
		Draft letter to W.R. Grace re settlement discussions		12/10/2002
		EPA memo re "no action" assurances		12/12/1995
		Summary of U.S.'s document production		11/19/2002
		Request for a Removal Action Ceiling Increase at Libby		7/12/2001
		Approval of Work Plan for W.R. Grace bankruptcy		5/28/2002
		DOJ draft letter re contract costs and recovery		5/30/2002
		E-mail re boxes of Libby documents, expert reports, scanning, CD's, Work Plan, bates labeling process, e-mail re agreements with Toeroek Associates, Administrative Record documents		9/10/2002



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		Affidavit sample, e-mail re privilege logs		9/30/2002
		Outstanding cost issues		
748-000654-001	6	<b>Articles/Lists of Exposed Individuals/Calendar Schedules</b>		
		"Examination of Vermiculite for the Presence of Asbestos Fibres" by Eric J. Chatfield, et al. of Ontario Research Foundation		10/0/1979
		Richard J. Lee's article, "Dust and Airborne Concentrations--Is There a Correlation?"		
		Fowler and Price article, "Some Statistical Principles in Asbestos Measurement and their Application to Dust Sampling and Analysis"		
		Revised Preliminary Draft by Versar, Inc. re Asbestos Exposure Assessment for Attic Vermiculite Insulation		6/28/2001
		List of exposed individuals and their pertinent information		
		Updated exposed individuals and their pertinent information		9/24/2001
		Updated Sampling List -- Libby Asbestos		11/14/2001
		Updated Sampling List -- Libby Asbestos		11/13/2001
		List of Properties to Be Sampled -- Category I		8/1/2001
		Clinton Maynard -- action items		12/30/2001 -- 4/10/2001
		Duc Nguyen -- schedule		8/13/2001 -- 11/9/2001
		Paul Peronard -- schedule		8/8/2001 -- 11/16/2001
		Chris Weis -- schedule		8/8/2001 -- 8/10/2001
		Updated Listening Summary -- Libby Asbestos		11/13/2001



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Barcode	Box #	Type of Document	Person(s)	Date Range
748-000655-001	1	<b>Motions / Pleadings / Court Filings</b>		
		Defendants' Response to United States' First Set of Interrogatories, Requests for Production of Documents, & Requests for Admission		1/23/21
		Defendants' Second Set of Interrogatories & Requests for Production of Documents		3/14/21
		Defendant Kootenai Development Corporation's Answer re: Statement of the Case, Jurisdiction, Venue, and Defendants		6/12/21
		Defendant W.R. Grace & Co.-Conn.'s Answer to the Allegations re: Statement of the Case, Jurisdiction, Venue, and Defendants		6/12/21
		Defendants' Third Set of Requests for Production of Documents		7/11/2002
		United States' Designation of Rebuttal Expert Nelson H. Shapiro		9/25/2002
		Defendants' Response to United States' Motion for Partial Summary Judgment on Response Costs and on Defendants' Second Affirmative Defense; Vol. 1 of 1		10/11/2002
		United States' Motion for Partial Summary Judgment on Response Costs and on Defendants' Second Affirmative Defense; Vol. 1 of 3 - Exhibits 1-22; Vol. 2 of 3 - Exhibits 23-30; Vol. 3 of 3 - Exhibits 31-42		10/31/2002
		United States' Reply to Defendants' Response to Motion for Partial Summary Judgment on Response Costs and Defendants' Second Affirmative Defense		11/11/2002
		Order re: Scope and Standard of Review of United States' Reply to Defendants' Response to Motion for Partial Summary Judgment on Response Costs and Defendants' Second Affirmative Defense		11/13/2002
		Defendants' Supplemental Response to United States' Interrogatories		11/15/2002
		Order re: Costs Incurred; Prejudgment Interest; Declaratory Judgment on Liability re: Subsequent Response Costs or Damages		12/19/2002
		Draft Pretrial Order-Statement of the Case		
748-000656-001	2	<b>Motions / Pleadings / Court Filings</b>		
		Defendants' Revised Proposed Findings of Fact and Conclusions of Law		12/31
		Defendants' Motion for Reconsideration		12/31
		Defendants' Revised Genuine Issues of Material Fact Including Fed.R.Civ.Proc. 56(f) Facts Discovered After October 31, 2002 Related to United States' Motion for Partial Summary Judgment on Defendants' Third Affirmative Defense with Exhibits Vol. 1-11		12/31/2002
748-000657-001	3	<b>Expert Reports / Rebuttal Reports</b>		
		Designation of Rebuttal Experts (Tom Dahl, Wiley Wright III, Charles Young) with Rebuttal Reports	Tom Dahl, Wiley Wright, III, Charles Young	



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Barcode	Box #	Type of Document	Person(s)	Date Range
		Defendants' Rule 26(a)(2) Expert Disclosures with Attached Reports of Elizabeth L. Anderson, Suresh Moolgavkar, Richard Bartlett, Eric Chatfield, Dale Jensen	Elizabeth Anderson, Suresh Moolgavkar, Richard Bartlett, Eric Chatfield, Dale Jensen	
		Wiley Wright, III - Cost Report	Wiley Wright, III	
		Wiley Wright, III - Updated Exhibits & Expert Accounting Report	Wiley Wright, III	
		Charles Young Expert Witness Report & Supporting Documents	Charles Young	
		Defendants' Witness List		
		<b>Exhibit Lists &amp; Related Documents</b>		
		Defendants' Exhibit List; Deposition Exhibit Lists & Related Documents; Exhibit Index for Libby Asbestos Site; Miscellaneous Notes re: Exhibits & Voir Dire Information		
748-000658-001	4	<b>Exhibit List &amp; Related Documents</b>		
		Plaintiffs' (Potential) Exhibits		
748-000659-001	5	<b>Depositions / Exhibits</b> <i>marked as Box 2 of 6 also</i>		
		Harry Eschenbach - Amendment to Deposition; Deposition Exhibits	Harry Eschenbach	10/18/20...
		Julie Yang - Deposition Questions and Supporting Documents; Potential Julie Yang Deposition Exhibit Report	Julie Yang	
748-000660-001	6	<b>Depositions / Exhibits</b> <i>- missing - maybe same as Box 5</i>		
		Julie Yang - Depositions and Exhibits Vol. 1-5; Additional Julie Yang Deposition Documents		
748-000661-001	7	<b>Privilege Logs &amp; Related Documents</b>		
		W.R. Grace Initial Privilege Logs		
		Bankruptcy Privilege Logs (Toeroek Assoc.); Privilege Logs (Toeroek Assoc.)		
		List of Privilege Log #1 Missing Documents		
		Libby #2 Stamps for Document Review		
748-000662-001	8	<b>Cost Documentation &amp; Related Documents</b>		
		EPA Work Performed Lists	Contractors; IAG; SAC	11/7/2...
		Direct Labor Charge Support	Toeroek Associates, Inc.	02/01/00 -
		Costs (Itemized, Indirect, Regional & HQ Travel)		10/01/99 -
		Cost Documents for Remedial AR		11/19/...
		Special Project/All Inclusive Report		10/01/99 -
		All Inclusive Cost Report		10/01/99 -
748-000663-001	9	<b>Cost Documentation &amp; Related Documents</b>		
		Itemized Cost Summary		10/01/99 -



**748-000658-001**



**748-000661-001**



**748-000662-001**



**748-000663-001**



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**LIBBY ASBESTOS SITE**  
**BOX INDEX - Set of 31 Delivered to DocuVault November 2006**

Barcode	Box #	Type of Document	Person(s)	Date Range
		Original CRP Summaries		all time frames
		Regional Payroll		2000-2001
		HQ Payroll; Regional Travel		10/01/99 - 06/30/0
				07/01/01 - 12/31/01
		Regional Travel		07/01/01 - 12/31/01
		Regional Travel		07/01/01 - 12/31/01
748-000664-001	10	<b>Cost Documentation &amp; Related Documents</b>		
		Regional Travel (Duc Nguyen; David Ostrander)		
		Regional Travel (Paul Peronard)		
		Regional Travel (Douglas Skie; Sam Vance; John Wardell; Chris Weis)		
		Travel Vouchers (Chris Weis; David Williams; William Yellowtail)		
748-000665-001	11	<b>Cost Documentation &amp; Related Documents</b>		
		HQ Travel (Philip Campagna; Sandra Connors; John Gilbert; Joseph Laforama; David Mickunas; Patricia Smith; Victoria VanRoden)		
		Travel (Oscar Tarrago; Maria Teran-Maciver; Glenn Tucker; Pam Tucker; Timothy Walker; Jill Welch; John Wheeler; Sandra Whitehouse; Patrick Young; Danny Yu)		
		ATSDR Payroll; Travel Expense Reports (Steve Blackwell; Sharon Campolucci; Caroline Cusack; Steve Dearwent; Dan Holcomb; Myrna Lundy; Jeff Lybarger; Tom Mignone; Chris Poulet; Dan Strausbaugh)		
		ATSDR Travel Vouchers (Sharon Campolucci; Steve Dearwent; Donna Garland; Dan Holcomb; Wendy Kaye; Susan Kess; Michael Levin; Jeff Lybarger; Dan Middleton; Tom Mignone; Susan Muza; Laura Northern; Chris Poulet; Oscar Tarrago)		
		ATSDR Cost Recovery Time Sheet & Travel Vouchers; NORC Task Request Report; SRC Vouchers; CDC Supply/Service Orders		
		ATSDR Payroll Expense Report/Cost Recovery Time Sheets		
		Expense Reports, Travel Vouchers, Records of Activities, Website Info.; SRC Costs; ATSDR Health Consultation Reports; IAG - EPA & ATSDR; ATSDR Payroll Expenses Reports & Timesheets; SRC Task Request		
748-000666-001	12	<b>Cost Documentation &amp; Related Documents</b>		
		Work Performed Documents; IAG - ATSDR Funding, Indirect, Timekeeping		
		Work Performed Documents - Toeroek Associates, Inc.; TechLaw, Inc.; USGS; ISSI		
		VOLPE/DOT Progress Reports & Invoices		
		VOLPE/DOT Progress Reports & Invoices		
		Work Performed Documents - Lockheed Martin; URS; IT Corp.		
748-000667-001	13	<b>Cost Documentation &amp; Related Documents</b>		
		Cost Package Blowbacks of Images from CP Database		



**748-000664-001**



**748-000665-001**



**748-000666-001**



**748-000667-001**



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**LIBBY ASBESTOS SITE  
BOX INDEX - Set of 31 Delivered to DocuVault November 2006**

Barcode	Box #	Type of Document	Person(s)	Date Range
		Work Performed Documents - ARC; EMSL; ISSI - Misc. Costs		
		Work Performed Documents - EPA Indirect Rate Info.; POLREPS; Guidance Docs./Annual Allocation; Finance Work Papers		
		CRP - Toeroek Associates, Inc./ Purchase Vouchers & Services; IAG - EPA & DOI (USGS); Navy (ISSI) IAG; DOT/VOLPE IAG; ATSDR IAG		10/01/99 - 06/30/01
		START - URS / Vouchers, Annual Allocation Report; IT Corp. / Tech. Support & Site Eval.; DynCorp / Purchase Vouchers & Services; Apparatus Sales; ISSI / Costs; LeHigh Univ. / Invoices; Parkers Settlement (03/20/01); SRC / Invoices		
748-000668-001	14	<b>Cost Documentation &amp; Related Documents</b>		
		ATSDR / Travel Vouchers, Expense Reports, Time Sheets, IAG EPA & DHHS/ATSDR Payroll Expense Report, Cost Recovery Time Sheet; Lockheed Martin / Vouchers		
		Travel Vouchers, Expense Reports, Time Sheets		
		ATSDR / Supplements (Expense Reports, Time Sheets, Travel Vouchers)		07/01/01 -
		ATSDR Supplement		5/28/2
748-000669-001	15	<b>Cost Documentation &amp; Related Documents</b>		
		VOLPE Daily Reports		
		Superfund Indirect Costs Rates		
		Work Performed List / Contractors		07/01/01 - 1
748-000670-001	16	<b>Corporate Report &amp; Related Documents</b>		
		Libby Asbestos Site Corporate Report		
		<b>Miscellaneous</b>		
		Libby Asbestos Site Section 107 Referral and Related Documents		
		DOJ Correspondence		
		Kelcey Land - Emails & Notes re: Libby (2 folders)		
		Sampling Plan - QAPP Revision 1		02/00.
748-000671-001	17	<b>Miscellaneous</b>		
		Comments re: EPA's Proposal to Place Libby, Montana on the National Priorities List (2 folders)		4/29/20
		Action Memo Requesting Ceiling Increase (memo; transmittal; supporting documents)		
748-000672-001	18	<b>Miscellaneous</b>		
		Minnesota Corn Processors, LLC 104(e) Information Request Response		9/28/200
		Supplemental Documents from 10/12 Letter from Lund (Grace) re: 6th 104(e) Information Request		
		Miscellaneous Documents - Drafts & Research		



**748-000668-001**



**748-000669-001**



**748-000670-001**



**748-000671-001**



**748-000672-001**



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**LIBBY ASBESTOS SITE**  
**BOX INDEX - Set of 31 Delivered to DocuVault November 2006**

Barcode	Box #	Type of Document	Person(s)	Date Range
748-000673-001	19	<b>Miscellaneous</b>		
		Correspondence and Exhibits re: EPA Letter to Grace re: Grace Comments on Original AR (2 folders)		12/28/2001
		Drafts of EPA Response to Grace Comments re: Supplement to the Export/Screening Plant AR		
		EPA's Response to Comments re: 2nd Supplement to the Export/Screening Plant AR (research; supplemental documents; drafts)		
		Attachments to EPA's Response to Comments Received on the 2nd Supplement to the Export/Screening Plant AR		
		Caselaw for EPA Response to Comments re: the 2nd Supplement to the Export/Screening Plant AR		
748-000674-001	20	<b>Miscellaneous</b>		
		Libby Supplement #2 - AR Index & Images (CD)		
		Libby Export/Screening Plant AR Index & Images (CD 1); Supplemental AR #1 Index & Images (CD 1; CD 2)		
		SDMS Records Index - Export/Screening Plant AR; Supplemental AR #1; Supplemental AR #2		
		Asbestos - Fiber Related Information (pictures; charts etc.)		
		EPA Issue Tag Entry Sheets for Trial Database		
		Special Collections Index / Public Document Index & Images (CD1; CD2; CD3; CD4)		
		Site Assessment - Final Report re: Vermiculite Removal (Shilo, Manitoba)		4/3
		Case Management Timeline		4/1
		Hazardous Substance Caselaw		
		Database Initial Comments		6/1/2001
748-000675-001	21	<b>Miscellaneous - CDs (Libby Asbestos Site)</b>		
		Export/Screening Plant AR - Index & Images (CD 1 - 1 copy)		Recorded 02/11/02
		AR Supplement #2 - Index & Images (4 copies)		Recorded
		AR Supplement #1 - Index & Images (CD 1 - 9 copies; CD 2 - 11 copies)		Recorded
		<b>Miscellaneous - CDs - Old Versions (missing action memos)</b>		
		AR File / Export/Screening Plants		Released
		Export/Screening Plant AR		Updated
		Export/Screening Plant - Document Index with Images		12/4/2001
		Export/Screening Plant AR		12/4/2001
		Export Screening Plant - Document Index		12/4/2001



**748-000673-001**



**748-000674-001**



**748-000675-001**



**LIBBY ASBESTOS SITE**  
**BOX INDEX - Set of 31 Delivered to DocuVault November 2006**

Barcode	Box #	Type of Document	Person(s)	Date Range
		<b>Miscellaneous- CDs (Libby Asbestos Site)</b>		
		Invoice Database - Self-Executing (WA 2ESS-99-0018)		3/1/2001
		Invoice Database - Compatible w/ Access '97 (WA 2ESS-99-0018)		3/1/2001
		Invoice Database - Compatible w/ Access '00 (WA 2ESS-99-0018)		3/1/2001
		Libby Asbestos Database - Camp Dresser & McKee (V1-121201)		12/12/2001
		Libby Version 1 Snapshot - Libby Asbestos DB Snapshot - Camp Dresser & McKee		12/23/2002
		Libby Asbestos DB Snapshot - Camp Dresser & McKee		3/15/2002
		Libby Asbestos DB Snapshot - Camp Dresser & McKee		5/6/2002
		Libby 2 Asbestos DB Snapshot - Camp Dresser & McKee		5/6/2002
		Libby 2 Asbestos DB Snapshot - Camp Dresser & McKee		8/5/2002
		Facilities CDs (1 set)		
		Releasable Grace DB CDs (2 sets)		
		Privilege Grace DB CDs (1 set)		
		CBI Grace DB CDs (1 set)		
		CBI-Priv DB CDs (1 set)		
		Database CDs - Fac. CBI-Priv; Fac. Releasable; CBI-Priv DB; CBI DB; Release 4 DB		
748-000676-001	22	<b>Miscellaneous - Video Tapes (2 sets) &amp; CD containing site pictures</b>		
		Tape 1: Welcome - Keynote Part 1 & Part 2; Asbestos Related Illness; Long Term Health Care Q & A; Asbestos and Loss; Risk Assessment		
		Tape 2: Cut 1: Smoking Cessation Session; Cut 2: Thursday Evening Keynote Session		
		Tape 3: Cut 1: Living with Asbestos Related Illness Session		
		Tape 4: Cut 1: Living with Asbestos Related Illness Session - Medical Aspects		
		Tape 5: Cut 1: Alternative Stress Management		
		Tape 6: Cut 1: EPA Site Assessments		
		Tape 7: Cut 1: Occupational vs. Non-Occupational Exposure		
		Tape 8: Cut 1: Information on Environmental Sampling		
		Tape 9: Cut 1: Asbestos Information for the Homeowner		
		Tape 10: Cut 1: Asbestos & Children		
		Tape 11: Cut 1: Stress Management Workshop		
		Tape 12: Cut 1: Medical Screening & Testing		
		Tape 13: Cut 1: Progress of Clean-Up Activities; Cut 2: What's Next After the Feds Leave Libby?; Cut 3: Conference Wrap-Up		
748-000677-001	23	<b>Miscellaneous - VOLPE Supplemental Information copied by On-Site Sourcing</b>		
		1 audio cassette tape		
		4 3 1/2" disks		
		17 mini DV (digital video) cassettes		
		28 CDs (according to enclosed transmittal letter, there should be 35 CDs)		



748-000676-001



748-000677-001



**LIBBY ASBESTOS SITE  
BOX INDEX - Set of 31 Delivered to DocuVault Nov**

Barcode	Box #	Type of Document	Person(s)
		17 VHS tape (same as Box #22)	
748-000678-001	24	<b>Miscellaneous - MAPS</b>	
		Libby, MT - Version 2 Database ERD / Libby 2	
		Fibers	
		Fiber Case Notes	
		Loading Facility, Export Plant, Screening Plant	
		Export Site	
		1A Screening Plant	
		1B Screening Plant - Grid & Sampling Results Overlay	
		1C Screening with Grid, Results, Excavation Location & Soil Quantity	
		2A KDC/Owen's Property - So. Of Parker's Property	
		2B KDC/Owen's Property - So. Of Parker's Property	
		2C KDC/Owen's Property - So. Of Parker's Property with location EAC	
		3A Loading Aerial	
		3B Loading Facilities with Locations	
		Figure 1: W.R. Grace Corporate Mergers & Reorganizations	
		(Boxes 25-31 are Matt Cohn's Documents)	
748-000679-001	25	<b>Motions / Pleadings / Court Filings (Matt Cohn's Box)</b>	
		Order	9/6/2001
		Certification of Indices of Documents Comprising the Administrative Record (w/ attached indices)	9/16/2002
		Defendant's Notice of Deposition of James Millette	9/23/2002
		Declaration of Phillip D. Elbeck	9/25/2002
		Defendants' Statement of Genuine Issues of Material Facts Related to United States' Motion for Partial Summary Judgment on Defendants' Third Affirmative Defense	10/31/2002
		Order re: Motion to Reschedule Pretrial Conference Date	11/12/2002
		Order re: Scope and Standard of Review	11/12/2002
		Defendants' Supplemental Response to United States' Interrogatories	
		Order re: Discovery and In Limine Motions	
		Defendants' Revised Supplemental Response to United States' Interrogatories	
		Final Pretrial Order	
		Defendants' Notice of Deposition of Paul Peronard	
		United States' Submission of Proposed Findings of Fact and Conclusions of Law	
		United States' Notice of Filing the Proposed Findings of Fact and Conclusions of Law on the Administrative Record and Liability and Costs	12/9/2002
		United States' Proposed Findings of Fact and Conclusions of Law (Liability and Costs)	12/9/2002



748-000688-001



748-000678-001



748-000686-001



748-000687-001



748-000679-001



**LIBBY ASBESTOS SITE  
BOX INDEX - Set of 31 Delivered to DocuVault November 2006**

Barcode	Box #	Type of Document	Person(s)	Date Range
		Proposed Findings of Fact and Conclusions of Law (Administrative Record)		12/9/2002
		Defendants' Notice of Intent to Use CD-Rom Media for Exhibits (W.R. Grace and Kootenai Development)		12/9/2002
		Defendants' Notice of Intent to Use Realtime Transcription (W.R. Grace and Kootenai Development)		12/9/2002
		Defendants' Submission of Proposed Findings of Fact and Conclusions of Law		12/9/2002
		Defendants' Proposed Findings of Fact and Conclusions of Law		12/9/2002
		Order		12/19/2002
		Defendants' Notice of Deposition of Chris Weis		12/20/2002
		Defendants' Revised Genuine Issues of Material Fact Including Fed.R.Civ.Proc. 56(f) Facts Discovered After October 31, 2002 Related to United States' Motion for Partial Summary Judgment on Defendants' Third Affirmative Defense		12/31/2002
		Defendants' Motion for Reconsideration		12/31/2002
		Defendants' Revised Proposed Findings of Fact and Conclusions of Law		12/31/2002
		United States' Motion to Exclude the Testimony of Mr. Richard E. Bartelt	Richard E. Bartelt	12/31/2002
		Defendants' Response to United States' Motion for Clarification of December 19, 2002 Order		1/2/2003
		Defendants' Response to United States' Supplemental Motion and Brief <u>In Limine</u> to Exclude the Expert Testimony of Dale Jensen		1/2/2003
		Bankruptcy Filings		
		Drafts and Undated Documents		
		<b>Expert Reports / Rebuttal Reports</b>		
		Eric Chatfield - Expert Report	Eric Chatfield	8/30/2002
		Greg Meeker - Expert Report / Notes	Greg Meeker	
		Dale R. Jensen - Expert Report	Dale R. Jensen	8/30/2002
748-000680-001	26	<b>Expert Reports / Rebuttal Reports (Matt Cohn's Box)</b>		
		Richard J. Lee - Expert Report with Supporting Documents	Richard J. Lee	7/2
748-000681-001	27	<b>Witness Files &amp; Related Documents (Matt Cohn's Box)</b>		
		Greg Meeker	Greg Meeker	
		Defendant's Witness List		
		Plaintiff's Witness List		
		<b>Exhibit Lists &amp; Related Documents</b>		
		Defendant's Exhibits (Lists) & Documents		
		Trial Exhibits		
		Exhibit Information		



**748-000680-001**



**748-000681-001**



**LIBBY ASBESTOS SITE**  
**BOX INDEX - Set of 31 Delivered to DocuVault November 2006**

Barcode	Box #	Type of Document	Person(s)	Date Range
		<b>Depositions &amp; Related Documents</b>		
		Elizabeth Anderson	Elizabeth Anderson	
		Eric Chatfield	Eric Chatfield	
		Richard J. Lee	Richard J. Lee	
		Earl D. Lovick	Earl D. Lovick	
		James R. Millette	James R. Millette	
		Paul Peronard	Paul Peronard	
		Chris Weis	Chris Weis	
		Julie Yang	Julie Yang	
		Charles Young	Charles Young	
		Deposition Notes		
748-000682-001	28	<b>Privilege Logs &amp; Related Documents (Matt Cohn's Box)</b>		
		Defendant's Privilege Log & Related Documents		
		Plaintiff's Privilege Log		
		<b>Cost Documentation &amp; Related Documents</b>		
		Financial Information for Trial		04/01.
		IT Group Audits		02/00.
		IAG Progress Report (DOT)		11/19/2002
		RA Project Evaluation Form		2002
748-000683-001	29	<b>Miscellaneous (Matt Cohn's Box)</b>		
		Residential Tracking and Sampling Lists		
		List of Properties to be Sampled		
		Sampling Information		
		Concordance Information		
		Settlement Discussion Documents		
		FOIA Requests		
		Correspondence		
		Notes & Pictures		
		Emails & Reports		
		Caselaw re: Exceptions to the Administrative Record		
748-000684-001	30	<b>Miscellaneous (Matt Cohn's Box)</b>		
		Material from the "Conference on Asbestos and Public Health"		05
		Articles, Reports, Research		
		Phase 2 Sampling and Quality Assurance Project Plan (QAPP)- Revision 0		



**748-000682-001**



**748-000683-001**



**748-000684-001**



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**LIBBY ASBESTOS SITE  
BOX INDEX - Set of 31 Delivered to DocuVault November 2006**

Barcode	Box #	Type of Document	Person(s)	Date Range
		Sampling and Quality Assurance Project Plan (QAPP)- Revision 1		
		Articles, Reports, Research		
748-000685-001	31	<b>Miscellaneous (Matt Cohn's Box)</b>		
		Comments re: Export/Screening Plant Removal Action Administrative Records & Related Documents		9/28
		W.R. Grace Comments re: 05/02/02 Action Memo Amendment and Supplemental AR #2; Supplement to Comments re: Original and Supplemental ARs		
		Administrative Record Index - Export/Screening Plants, Supplement #1, Supplement #2		
		Documents from Supplemental AR (5 folders)		
	32-35	<b>Privilege Documents</b>		
		Privilege Documents (Libby #1)		
	36-37	<b>Privilege Documents</b>		
		Privilege Documents (Libby #2)		
	38	<b>Privilege Documents</b>		
		Privilege Documents (Libby #3)		
	39-95	<b>Produced Documents</b>		



**748-000685-001**



**PRIVILEGED AND CONFIDENTIAL**

**Oil Discharge Exxon Mobil- Yellowstone River spill referred to the Department of Justice (Spill location – Yellowstone County, Montana)**

On March 14, 2013, a referral was sent to the Department of Justice (DOJ) for Clean Water Act (CWA) violations related to ExxonMobil's July 1, 2011 discharge of approximately 1,509 barrels (63,378 gallons) of crude oil from its Silvertip Pipeline into the Yellowstone River that runs through the towns of Laurel and Billings, Montana. The Yellowstone River was at flood stage during the spill event causing significant impacts to wildlife (100 animals dead/ 155 oiled, cleaned and released); forcing the temporary closure of drinking water intakes; and impacting approximately 240 miles of river shorelines, floodplains, and riparian areas in varying degrees.

EPA responded to the incident, with On Scene Coordinators overseeing cleanup activities. On July 6, 2011, EPA issued an Administrative Order (AO) to ExxonMobil for cleanup under section 311(c) of the CWA, 33 U.S.C. § 1321(c). Montana issued a Letter of Violation to ExxonMobil on August 17, 2011 and subsequently an Administrative Order on Consent in early 2012, collecting a cash penalty and additional Supplemental Environmental Projects to be determined at a later date.

EPA's referral requests that DOJ file a civil action for penalties against ExxonMobil for discharging crude oil into waters of the United States in violation of section 311(b)(3) of the CWA, 33 U.S.C. § 1321(b)(3), as amended by the Oil Pollution Act of 1990. Section 311(b)(3) of the CWA is non-delegable, meaning that EPA Region 8 enforces oil spill violations in all Region 8 states and Indian country.

*Information only – no action required by the Regional Administrator*

Program Contact: [Inman.Donnak@epa.gov](mailto:Inman.Donnak@epa.gov) 303-312-6201

Legal Contact: [Morris.brenda@epa.gov](mailto:Morris.brenda@epa.gov) 303-312-6891

Darcy O'Connor, TEP Director 303-312-6392

Jennifer Schuller, TEP Supervisor 303-312-6334

	Date Mailed	Label/Addressee/Cert #	cc/bcc list	From	Re:	Date Signed
1	3/8/13	Richard (Rick) Smith, Owner Ladore Supper Club and Saloon P.O. Box 6044 Sheridan, WY 82802 cert # 7009 3410 0000 2592 8444	Peggy Livingston Kathlene Brainich	US EPA, Region 8 Peggy Livingston, Attorney (MC 8ENF-L) 1595 Wynkoop Denver, CO 80202	EPA's Opposition to Motion to Dismiss to Ladore Supper Club...	3/8/13
2	3/13/13	Mr. Dammon Frecker Red Desert Reclamation, LLC One Cate Street, Suite 100 Portsmouth, NH 03801 cert # 7009 3410 0000 2592 8444	n/a	US EPA, Region 8 Randy Lamdin (MC 8ENF-RC) 1595 Wynkoop Denver, CO 80202	RCRA with Tom Sitz	3/13/13
3	Date Mailed	Label/Addressee/Cert #	cc/bcc list	From	Re:	Date Signed
4	3/14/13	Richard (Rick) Smith, Owner Ladore Supper Club and Saloon P.O. Box 6044 Sheridan, WY 82802 cert # 7009 3410 0000 2592 8451	Peggy Livingston	US EPA, Region 8 Peggy Livingston, Attorney (MC 8ENF-L) 1595 Wynkoop Denver, CO 80202	Request to omit additional copies of docs from prehearing exchange	3/14/13
5	3/14/13	James F. Holmes, President Liquid Waste Management, Inc. P.O. Box 888 Longmont, CO 80501 cert # 7009 3410 0000 2598 4358	Amy Swanson	US EPA, Region 8 Amy Swanson, Attorney (MC 8ENF-L) 1595 Wynkoop Denver, CO 80202	opportunity to confer, settlement communication, not admissible subject to federal rule of evidence....	3/14/13
6	3/14/13	Ignacia S. Moreno, Assistant Attorney General United States Department of Justice Environment and Natural Resources Division P.O. Box 7611 Ben Franklin Station Washington, DC 20044-7611	Mark Pollins, Director Water Enforcement Division United States EPA Headquarters (2201 A)  Ariel Rios Building 1200 Pennsylvania Avenue, N.W. Washington, D.C. 20460	Brenda Morris, Attorney (MC 8ENF-L) 1595 Wynkoop Denver, CO 80202	Yellowstone	3/14/13



	Date Mailed	Label/Addressee/Cert #	cc/bcc list	From	Re:	Date Signed
7	3/14/13		Pamela J. Mazakas OECA United States EPA Headquarters (2241 A) Ariel Rios Building 1200 Pennsylvania Avenue, N.W. Washington, D.C. 20460			3/14/13
8	3/14/13		Cynthia Giles OECA United States EPA Headquarters (2201 A) Ariel Rios Building 1200 Pennsylvania Avenue, N.W. Washington, D.C. 20460			3/14/13
9	3/14/13	Brunnelle's Pest Control P.O. Box 1304 Wolfpoint, MT 59201 cert # 7009 3410 0000 2592 0585	n/a	Brenda Morris, Attorney (MC 8ENF-L) 1595 Wynkoop Denver, CO 80202	Resend Penalty Complaint & Notice of Opportunity for Hearing	
10						
11						
12						

**Direct Exam of Patrice K. (DRAFT)**

**Background**

Name

Testified before in Federal Court? On what issues?

Current Employment/Title

- EPA – Director of the Fiscal Management and Planning Program within the Office of Technical Management Services

How many years have you been in this position?

- Employed with Region 8 for two years in this position, but employed with EPA for twelve years.

Describe employment history with EPA – held other positions?

- Employed with EPA for twelve years.
- Other Positions Held:

Current Responsibilities

- Supervise the Superfund Cost Recovery Team that compiles site-specific costs incurred by EPA in connection with a CERCLA response action into a cost report.

**Recognition of Cost Report**

**\*\*Pull up Exhibit xx – Revised Cost Report\*\***

**\*\*Have Patrice look at the Cherokee Site Cost Report\*\***

What is Exhibit xx?

- Cost Report generated by EPA for the Cherokee Street Site

How do you recognize it as such?

- The subject line states that it is the full cost package report for the Cherokee Street site and it also lists the site identification number – which is #08SL. I supervised the work of staff that prepared the cost documentation packages and this cost summary report for Cherokee Street, completed a final review of the cost package report, and ultimately approved the cost package report.

What is the date of this cost report for the Cherokee Site?

- February 26, 2003

Is that your signature found next to the “from” caption on the document?

- Yes

**Swanson, Amy**

---

**To:** Meredith, Sienna  
**Subject:** Lambert Opportunity to Confer Letter  
**Attachments:** 130314.Lambert.opptoconfer.fin.docx

Hi. Please take a look and make any changes you deem appropriate to the attached Lambert opportunity to confer letter. I'm pressed on time today to discuss Crow and Lane Deer, but am open Monday between 9:30 and 11:00 am. Can I call you then? Thank you,

Amy Swanson, Senior Attorney  
Legal Enforcement Program (8ENF-L)  
U.S. EPA Region 8  
1595 Wynkoop Street  
Denver, CO 80202-1129  
Phone: (303) 312-6906

LIBBY ASBESTOS SITE  
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4B0722

Barcode	Box #	Type of Document	Person(s)	Date Range
748-000622-001	1	<b>Pleadings and Exhibits in re Civil Action No. 01-72-M-DWM</b>		
		Exhibits for U.S.'s Motion for Partial Summary Judgment on Response Costs and on Defendants' Second Affirmative Defense (Volumes 1 and 3 / Exhibits 1 - 22, 31 - 42)		
		U.S.'s Motion for Partial Summary Judgment on Defendant's Third Affirmative Defense and Exhibits 1 - 18		
		U.S.'s Motion for Partial Summary Judgment on the Liability of W.R. Grace & Co.-Conn. And on W.R. Grace & Co.-Conn.'s First and Fourth Affirmative Defenses, Statement of Uncontroverted Facts, Brief in Support, Exhibit List, Volume 1 of 3: Exhibits (1 - 22)		
		Exhibits for Second Affirmative Defense (Volume 3 of 3, Exhibits 31 - 42)		
		U.S.'s Motion for Partial Summary Judgment on Defendant's Third Affirmative Defense, Brief in Support, Statement of Uncontroverted Facts, Exhibit List, Exhibits 1 - 18		10/11/2002
		Exhibits for U.S.'s Motion for Partial Summary Judgment on the Liability of W.R. Grace & Co.-Conn. And on W.R. Grace & Co.-Conn.'s First and Fourth Affirmative Defenses		
		U.S.'s Motion in Limine to Strike Portion of the Proposed Testimony of Dr. Richard J. Lee, Brief in Support, Proposed Order, Exhibit List, Exhibits 1 - 10		10/11/2002
		HRO letter enclosing W.R. Grace & Co. privilege logs, Defendants' Response to U.S.'s Motion in Limine to Strike Portions of the proposed testimony of Dr. Richard J. Lee, Exhibits A, B, 1 - 35, Defendants' Response to U.S.'s Motion in Limine to exclude the Expert Report and Testimony of Dale Jensen, Exhibits 1 - 14		10/31/2002
748-000623-001	2	<b>Documents for Civil Action No. 01-72-M-DWM</b>		
		Privilege log		
		Final draft of ISO International Standard for ambient air -- determination of numerical concentration of inorganic fibrous particles -- scanning electron microscopy method		
		R.J. Lee Group ISO data compiled from EPA Excel Spreadsheets		
		R.J. Lee Group Report: Analysis of January 2000 indoor and outdoor air samples		
		U.S. Motion for Partial Summary Judgment on Response Costs and on Defendants' Second Affirmative Defense (Volumes 1 - 3 / Exhibits 1 - 42)		11/2/2002
748-000624-001	3	<b>Pleadings for Various Actions/Reports/Correspondence/Deposition</b>		
		Superfund reports/documents		6/0/1
		Asbestos and health documents		
		Fiber contamination of Vermiculites re Libby #1 - environmental research		
		Libby #1 - Radiology Survey by Sebastien, et al., Cohort study of mortality		
		Libby #2: Pleural effects		
		Exposure to Crocidolite and Mesothelioma		01/01/1990



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		Exposure to Tremolite and Respiratory Cancer in New Caledonia: A Case Control Study		0/0/2000
		Progression of pleural and parenchymal disease		0/0/1997
		Vermiculite Producers and Users		9/0/1988
		X-ray evidence of increased asbestos exposure		0/0/2000
		Internal fax re causality		8/12/2002
		Internal fax re FOIA request in re CDC, NIOSH and ATSDR		8/22/2002
		Consolidated Arvin cases: CV-F-92-5068 OWW, CV-F-96-6226 OWW, and CV-F-96-6228 OWW		
		Findings of Fact and Conclusions of Law		5/24/2002
		CV-91-4098 EPA's Allocation Methodology re Non-site Specific Costs		10/15/1993
		No. 4:97 CV 1557 CDP Memorandum and Order		9/15/1999
		CV F 92-5373 Memorandum Opinion...to Enforce Consent Decree		1/12/2000
		W.R. Grace Interests		6/10/2002
		EPA's Response to 12/21/2002 Comments from W.R. Grace re the Supplement to the Export/Screening Plant AR		
		W.R. Grace's Comments		12/21/2001
		Attorney-Client Privileged Response to W.R. Grace's Comments received 7/31/2002		8/11/2002
		W.R. Grace miscellaneous correspondence		4/14/1969 – 7/15/1985
		Superfund Audit Report – Phase 2 Sampling		5/15/2001
		Memo re Milwaukee Plant and MonoKote		8/1/1973
		U.S.'s Response to Defendants' Brief...to reopen AR		10/22/2002
		Civil Action No. 01-72-M-DWM HRO's request for progress report re costs		10/17/2002
		U.S.'s Motion and Brief Requesting Leave to File Additional Factual Materials in Summary Judgment Replies		11/12/2002
		U.S.'s Reply to Defendants' Response to Motion for Partial Summary Judgment on Response Costs and Defendants' Second Affirmative Defense, attachments and exhibits		11/11/2002
		Memos, testimony, report		3/13/2000 – 6/2/2002
		Deposition of Arnold R. Brody		9/30/2002
		Tremolite report, HRO and DOJ correspondence re Civil Action No. 01-72-M-DWM		4/2/1985 – 10/11/2002
		W.R. Grace's Motion to Reschedule Pretrial Conference Date and supporting Brief		10/24/2002
		Memos, articles on asbestos		0/0/1993 – 10/1/2002
		Unsigned U.S.'s Unopposed Motion and Brief of the U.S. to withdraw certain claims with prejudice		0/0/2002
		Summary Report of particulate found after destruction of the World Trade Center		10/12/2001
		Health-based Soil Investigation Levels – Australia		5/24/2002
		Civil Action No. 01-72-M-DWM (D. Mont.) Defendants' Reply to the U.S.'s Response to Defendants' Brief re Order to Require EPA to Reopen the AR and exhibits		10/31/2002
		U.S.'s Motion in Limine to Exclude the Expert Report and Testimony of Dale Jensen and exhibits and Brief and Proposed Order+B25		10/11/2002

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Barcode	Box #	Type of Document	Person(s)	Date Range
748-000625-001	4	Documents in re Civil Action No. CV-00-167-M-DWM and Civil Action No. 4-88-822 and Chapter 11, Case No. 01-01139(JKF)		
		Civil Action No. CV-00-167-M-DWM		
		Notice		2/8/2001
		Defendants' Prediscovery Disclosure Statement		11/7/2000
		Order		3/9/2001
		U.S. Preliminary Pretrial Statement and draft thereof		
		Joint Discovery Plan		
		Defendants' Motion to Transfer Venue to the District of Delaware		7/17/2001
		U.S.'s Unopposed Motion and Brief for Extension of Time to Respond to Defendants' Motion and Proposed Order		7/27/2001
		W.R. Grace's Preliminary Pretrial Statement		8/29/2001
		Order		9/6/2001
		Defendants' Unopposed Motion for Conducting Preliminary Pretrial Conference by Telephone		10/4/2001
		Proposed Order		10/0/2001
		Signed Order		10/5/2001
		Notice of Lodging, Consent Decree		10/23/2001
		Signed Order re oral argument		12/5/2000
		Signed Order re telephonic status conference		10/15/2001
		Oral Argument – Transcript of Proceedings between EPA and W.R. Grace		12/20/2000
		Bankruptcy case documents in re Chapter 11, Case No. 01-01139(JKF)		5/10/2002
		Bankruptcy case documents in re Chapter 11, Case No. 01-01139 and Case No. 01-01200		
		Western Minerals Site -- map and sampling data (Rec of Comm)		3/27/2002
		Toeroek Analysis of W.R. Grace's Response to EPA's 6th 104(e) Information Request		9/5/2001
		Measurement of Asbestos Air Pollution Inside Buildings Sprayed with Asbestos		8/0/1980 -- 7/9/2001
		Bureau of Mines report, "Selected Silicate Minerals and their Asbestiform Varieties" by Campbell, et al.		
		Expanding Plants information		6/14/1961 -- 7/19/2000
		ASTM International -- 2002 Johnson Conference: A Review of Asbestos Monitoring Methods and Results for the New York World Trade Center, etc.		7/21/2002 -- 7/25/2002
		Raintree Nursery--Mel and Lerah Parker and family--miscellaneous letters, pictures, information		3/0/2000 -- 4/28/2001
		Civil Action No. 4-88-822 Access Case -- Harris Jorgensen and Isabel Jorgensen v. Carey-Canada, Inc., et al. documents		
		Fibers for Mark Raney		9/23/2002

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Barcode	Box #	Type of Document	Person(s)	Date Range
		Libby timeline		4/19/2002
		Summary of Agency Risk Issues for Libby, Montana		2/7/2002
		Superfund Program Management		2/0/1995
		CERCLA original copies		

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		<b>MATT'S MISCELLANEOUS BOXES</b>		
748-000626-001	1	<b>Concordance</b> Adapter, Concordance Dataflight software, Concordance Information Retrieval System handbook, related manuals and guides		
		<i>stay at Toeroek</i>		
748-000627-001	2	<b>Toeroek's CD's</b> CD's of extra copies of Libby Site file		
		<i>stay at Toeroek</i>		
748-000628-001	3	<b>Duplicates from Libby Asbestos File Review</b> W.R. Grace's Comments to EPA's 3rd Action Memo with exhibits and attachments		
748-000629-001	4	<b>Deposition and Notes/Reports/Analyses/Operating Procedures</b> Deposition of Lee Lee Preliminary Report Standard Operating Procedures, core samples, soil samples, air samples, Silica analyses, SAED studies, deposition notes for Rich Lee, C. Weis and Meeker, analyses of air samples, Lee's Expert Report, ISO EDS reports, AHERA EDS reports, airborne asbestos methods, Asbestos Investigation grids, OSHA health effects and other files, RJLG-NVLAP, Lee CV and Publication List		
748-000630-001	5	<b>Loose Documents</b> Document database, briefs, reports, analyses, grids, letter re status of AR, test reports and results, memos, log of WRG's privileged documents		

*stay at Toeroek*



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**748-000629-001**



7/18/1977 -- 9/11/2002



**748-000630-001**





17 boxes

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Barcode	Box #	Type of Document	Person(s)	Date Range
<i>not delivered</i>	Note-book	United States' Designation of Experts: Arnold R. Brody, Ph.D., James E. Lockey, M.D., MS, Gregory P. Meeker, James R. Millette, Ph.D., Fredric L. Quivik, Ph.D., Alan C. Whitehouse, M.D., Wiley Wright III, CPA, Charles Young		7/31/2002
748-000631-001	1	<b>Finstad v. W.R. Grace and Company</b>		
		Employee Exposure Summaries		3/
		Finstad v. W.R. Grace and Company Transcript of Proceedings		5
		Finstad v. W.R. Grace and Company Appeal Exhibits Volumes I and II		
		Finstad v. W.R. Grace and Company Transcript of Proceedings		5/6/199
748-000632-001	2	<b>Employee Exposure Summaries</b>		
		Employee Exposure Summaries		3/
748-000633-001	3	<b>Corporate Documents</b>		
		W.R. Grace corporate documents -- Plaintiff's Brief in Opposition of Defendant's Motion to Dismiss and exhibits		9/
		W.R. Grace corporate documents -- S-4 Registration Statement under SEC		8/2/1996
		Corporate fraudulent conveyance -- Plaintiff's Brief in Opposition of Defendant's Motion to Dismiss		1/13/2000
		W.R. Grace & Co. Annual Report Form 10-K405		01/11/007
		NESHAPS documents -- Consent Decree, privileged documents, press releases		12/23/19
		Fresenius Medical Care Holdings Inc./NY 10-K405		3/2
		Fresenius Medical Care Holdings Inc./NY 8-K		2/
		Fresenius Medical Care Holdings Inc./NY 10-K405		3/
		Sealed Air Corp/Delaware -- Registration Statement		8/
		Employee Exposure Summary		6/6/1993
748-000634-001	4	<b>Motions / Pleadings / Court Filings/Title Search</b>		
		Libby Asbestos Site Draft Title Search Report by Toeroek Associates; Title Search documents: Sites #1-3, Appendix C Title Trees, Sites #4-5, Sites #1-4, Site #5, Figures		
		Plaintiff's Brief in Opposition of Defendant's Motion to Dismiss for Lack of Personal Jurisdiction and exhibits		



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748-000635-001	5	<b>Corporate Documents -- Colorado/New York/Montana Secretary of State and On-line</b>		
		Certificates of Merger, Agreement and Plan of Merger for Wayne Candies, Inc.; Pearce, Mayer & Greer, Inc.; Pix of America, Inc.; and other companies; Notices, Connecticut Secretary of State documents, Notice of Election or Appointment of Officer/Director		7/1
		W.R. Grace & Co. and Fresenius National Medical Care Holding, Inc. Forms 8-K, 10-K's, 10-Q's, Proxy Statements, Annual Reports, Independent Auditors' Consent		
		Lincoln County District Court -- Defendant's Brief in Support of Motion to Dismiss for Lack of Personal Jurisdiction		4/26/1999
		New York Secretary of State Application to do business in New York, Tax Commission certifications, Certificate of Merger, Certificates of Change and Amendment of Application of Authority, Certificate of Incorporation, Biennial Statements for W.R. Grace and Fresenius National Medical Care Holdings, Inc.		12/15/1999 -- 3/0/2000
		Web site: -- History, letter to Grace Shareholder, Libby Issues and Answer		4/9/1988
		Articles of Amendment, Articles of Merger, Articles of Organization for Delka Corporation, Certificates of Change of Address, Change of Directors, Massachusetts corporation Annual Report		12/9/1974 -- 12/31/1998
		Denver Public Library: newspaper economic information on corporations, Montana Department of Environmental Quality Web Page		1960 -- 2000
		W.R. Grace & Co. File Review Summary re Libby Asbestos Timeline of Events		1881 -- 1999
		KnowX.com, www.prnewswire.com, www.nytimes.com -- Business reports on W.R. Grace & Co., Sealed Air Corporation, Fresenius Medical Care Holdings		11/28/2000 -- 1/16/2001
		www.fmc-ag.com -- Business reports, tax background checks on W.R. Grace & Co., Sealed Air Corporation		11/28/2000 -- 2/9/2001
		Sealed Air Corporation: General Shareholder Information, news releases, 1998 Annual Report; Abner v. Asbestos Defendants civil proceedings in San Francisco County, California		1998 -- 4/27/2001
		Kootenai Development Company Annual Report		2000
748-000636-001	6	<b>Notebooks</b>		
		Finstad v. W.R. Grace and Company Appeal Exhibits		
		Workers Dead from Asbestos Disease -- Exhibit 225		
		Finstad v. W.R. Grace and Company Transcript of Proceedings		5/3/19
		Marcor Remediation, Inc. Health and Safety Plan		
		Kootenai Development Company Flyway Property -- Final Removal Action Work Plan		
		Draft SAP for Remedial Investigation Contaminant Screening Study at Libby OU4		
		Kootenai Development Company Kootenai Bluff Property -- Final Removal Action Work Plan		7/12/2001



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4/26/1999

12/15/1999 -- 3/0/2000

4/9/1988

12/9/1974 -- 12/31/1998

1960 -- 2000

1881 -- 1999

11/28/2000 -- 1/16/2001

11/28/2000 -- 2/9/2001

1998 -- 4/27/2001

2000



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7/12/2001

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		Final Site Health and Safety Plan -- Screening Plant -- TO #4 prepared for U.S. Department of Transportation		6/20/2000
748-000637-001	7	<b>Specifications/Plans/Reports</b>		
		Libby Middle School Track Reconstruction -- Technical Specifications		10/12/2001
		Draft Libby Middle School Removal Action Work Plan		
		Libby Asbestos Project -- Stimson Lumber Company -- Draft Sampling and Analysis Plan		1/12/2001
		Libby High School Track Reconstruction -- Final Technical Specifications		1/12/2001
		Final Screening Plant Removal Action Plan		5/1/2001
		Final Work Plan -- Kootenai Bluff		5/1/2001
		Export Plant Final Removal Action Plan		5/1/2001
		Revised Proposal -- Planning and Logistics and Field Office Setup		6/14/2001
		Screening Facility Final Removal Action Plan		8/14/2001
		OU4 Final Sampling and Analysis Plan -- Contaminant Screening Study		4/0/2002
		Records of Deviation/Request for Modification		4/4/2002
		March 2000 Sampling Effort		3/0/2000
		Sample Results for Topsoil, Kalispell, Montana		5/15/2001
		Final Report RES 75788 -- 1 and 2 -- CDM Federal Programs -- Libby		7/18/2001
		Health and Safety Plan Form -- Residential and Service Sampling		12/7/1999
		Libby High School -- Equipment Replacement Summary Report		12/10/2001
		Site Visit Report by MWH		2/26/2002
		Project Work Plan -- Siefke and Browlee Properties		10/0/2001
		Project Work Plan -- Siefke and Browlee Properties -- Addendum #1		10/0/2001
		Work Plan -- Phase I Assessment -- Libby		12/0/1999
		Health and Safety Plan -- Inventory and Cleanup		7/0/2001
		Health and Safety Plan (former Railroad Loading Facility)		4/0/2001
		Project Work Plan -- Inventory and Cleanup		7/0/2001
748-000638-001	8	<b>Depositions and Exhibits</b>		
		Deposition and exhibits of Julie Yang		9/24/2002
		Documents related to Julie Yang's depo		
		Deposition and exhibits of Charles Young		
		Documents sent to EPA to attach to Elizabeth Anderson's Report	9/30	
		Documents sent to EPA to attach to William Hughson's Report		



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748-000639-001	9	<b>Corporate Documents</b>		
		B03 Lincoln County -- corporate documents, deeds		12
		CO1 EPA -- Purchase and Sale Contract with Kootenai Development Company, corporate documents		10/17/19
		CO2 -- Zonolite corporate documents		3/1963
		CO4 -- W.R. Grace & Co. Annual Reports		197
		CO5 Delaware -- Secretary of State corporate documents		3/31/199
		CO6 Connecticut -- Secretary of State corporate documents		5/31/1929 -- 9/15/1969
748-000640-001	10	<b>Expert Report/Pleadings</b>		
		Fredric L. Quivik, Ph.D. Expert Report		
		Defendant's Response to U.S.'s Motion for Partial Summary Judgment on Costs and on Defendant's Second Affirmative Defense		
		Plaintiff's Brief in Opposition to Defendant's Motion to Dismiss for Lack of Personal		
		Findings of Fact and Conclusions of Law re Motions of the Debtors and Asbestos Property Damage Committee to Exclude Evidence		
748-000641-001	11	<b>Corporate Reports/Agreements/Bankruptcy Brief/Title Search</b>		
		Corporate Officers and Directors of W.R. Grace and Company and Associated Entities prepared by Toeroek Associates		9/6/2001
		Interim Corporate Report A -- B03 Lincoln County Clerk and Recorder -- deeds to Kootenai Development Company		11/31
		Interim Corporate Report B -- B03 Lincoln County Clerk and Recorder -- deeds to Kootenai Development Company		11/31
		Interim Corporate Report A -- C01 EPA -- Plaintiff's Brief in Opposition to Defendant's Motion to Dismiss for Lack of Personal Jurisdiction and exhibits		
		Purchase and Sale Contract between W.R. Grace and Company and Kootenai Development Company		10/17/1994
		W.R. Grace and Company's Informational Brief -- Chapter 11 in Bankruptcy Court		4/12/2001
		Agreement and Plan of Reorganization between W.R. Grace and Company and Zonolite Company		2/21/2001
		Libby Asbestos Site Draft Title Search Report by Toeroek Associates		2/21/2001
		Preliminary Findings of W.R. Grace Corporate Structure by Toeroek Associates		1/8/2001



**748-000639-001**



**748-000640-001**



**748-000642-001**



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Barcode	Box #	Type of Document	Person(s)	Date Range
		Interim Corporate Report B -- CO1 EPA -- Plaintiff's Brief in Opposition to Defendant's Motion to Dismiss for Lack of Personal Jurisdiction and exhibits, Transaction Structure, Purchase and Sale Contract between W.R. Grace and Company and Kootenai Development Company		10/17/1994 -- 1/13/2000
		Interim Corporate Report A -- CO2 W.R. Grace and Company 1981 Facilities Audit		2/8/1982
		Interim Corporate Report B -- CO2 W.R. Grace and Company 1981 Facilities Audit		2/8/1982
		Interim Corporate Report A -- CO4 www.freeedgar.com -- Registration Statement, Fresenius Medical Care Holdings Inc./NY 10-K 1995		3/29/1996 -- 3/13/1998
		Interim Corporate Report A -- CO4 www.freeedgar.com -- W.R. Grace and Company 2000 Annual Report		4/16/2001
		Fresenius Medical Care Holdings Inc./NY 1996 Annual Report		3/31/1997
		Interim Corporate Report B -- CO4 www.freeedgar.com -- W.R. Grace and Company 2000 Annual Report		4/16/2001
		Sealed Air Corp/DE 2000 Annual Report		3/23/2001
		Fresenius Medical Care Holdings Inc./NY 2000 Annual Report		4/2/2001
		W.R. Grace and Company 2000 Annual Report		4/16/2001
		Interim Corporate Report B -- CO4 www.freeedgar.com -- W.R. Grace and Company Registration Statement		3/13/1998
		W.R. Grace and Company 1998 Annual Report		3/29/1999
		Fresenius Medical Care Holdings Inc./NY 1995 Annual Report		3/29/1996
641 748-000642-001	12	Corporate Interim Reports		
		Corporate Interim Reports		
748-000643-001	13	Corporate Report/Trial Experts		
		W.R. Grace Draft Interim Corporate Report		
		W.R. Grace's Designation of Experts		8/30/2002
		W.R. Grace's reports and rebuttal from the following experts: Elizabeth Anderson; EPA's Response to comment from Elizabeth Anderson; Henry Anderson, R.E. Bartelt, Eric Chatfield, Thomas, Dahl, G. Hughson, D.R. Jensen, Richard Lee, J. Lockey		
		U.S.'s Designation of Experts		
		U.S.'s report and rebuttal from the following experts: Arnold Brody, James Lockey, Gregory Meeker, Suresh Moolgavkar		



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748-000644-001	14	<b>Rebuttal Experts</b>		
		U.S.'s reports and rebuttals from the following experts: James Millette, R.M. Turkewitz, Alan C. Whitehouse, W.R. Wright, Charles Young		7/2/02
		U.S.'s designation of rebuttal experts and rebuttal reports from: H. Anderson, R.J. Lee Group, Inc., Gregory P. Meeker, James Millette, Rob Turkewitz		7/3/02
		Oral histories relied upon in Expert Report of Fredric L. Quivik, Ph.D. Folders 1-4		4/26/02 -- 5/22/02
748-000645-001	15	<b>Depositions and Exhibits</b>		
		Elizabeth Anderson		9/27/2002
		Richard Bartelt		9/24/2002
		David Croce		9/27/2002
		Stephen Dearwent, Jr.		
		Dannie Middleton		
		Jeffrey Lybarger		
		Harry Eschenbach		
		William Hughson		
		William Hurley		9/10/2002
		Dale Jensen		9/20/2002
		Kathleen Kirkland		9/6/2002
		Michele Koppelman		9/4/2002
748-000646-001	16	<b>Depositions and Exhibits</b>		
		Richard Lee -- File 2 of 2		
		James Lockey		
		John McGuiggin		
		Gregory Meeker		
		James Millette		
		Eric Moeller		
		Sureh Moolgavkar		9/30/2002
		Mark Owens		8/16/2002
748-000647-001	17	<b>Depositions</b>		
		Deposition of Paul Peronard		
		Deposition of Fredric Quivik		
		Deposition of Lester Skramstad		
		Deposition of Alan Stringer		



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		Deposition of Timothy Wall		8/13/2002
		Deposition of Christopher Weis		9/12/2002
		Deposition of Alan Whitehouse		9/6/2002
		Deposition of Robert Wilkins		6/27/2002
		Deposition of Colette Wilson		9/17/2002
		Deposition of Jack Wolter		9/12/2002
		Deposition of Wiley Wright		9/5/2002

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748-000648-001	2	Julie Chi-Sun Yang, Ph.D. Depositions and Exhibits		
		17 depositions		12/20/1978 – 7/29/1998



**748-000648-001**



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6 Boxes

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		<b>PRIVILEGED -- TRIAL PREPARATION</b>		
748-000649-001	1	W.R. Grace Bankruptcy Privilege Logs		
		Privilege logs		9/25/
748-000650-001	2	Trial Preparation		
		Also labeled box 5 which is part of set of 31 boxes. See index for 31 boxes for contents description.		
748-000651-001	3	Trial Preparation		
		#11 Demos, Libby PPP1-Stereo-PLM.ppt		9/24/
		Graphics, graphs, #31 and #106 exhibits		12/9/
		James Millette handwritten professional background as it relates to Libby		12/18/2000
		2 CD's: #12 and #36 Libby exhibits		
		Set 1: 2 of 2 invoices, time sheets		4/2/2000 -- 1/2/2002
		Draft and finalized EPA's Response to Comments Received on the Second Supplement to the Export/Screening Plant Administrative Record		6/24/1905
		Holly Shook's memo and case law for EPA's Response to comments re Second Supplement to Export/Screening Plant, diskette of Shook memo re answer to W.R. Grace's Interrogatory 31		7/25/2002
		Set 1: 1 of 2-Toeroek Associates timesheets		
		Toeroek Associates correspondence and time sheets		2/7/2000 -- 11/27/2002
		Dr. Eric J. Chatfield's Analysis re Vermiculite		9/4/2000
		Published articles on asbestos in dust		4/9/2002
		Case law		
		Julie C. Yang, Ph.D. deposition		8/21/2002
		Dr. Richard J. Lee deposition		10/17/2000
		Handwritten notes for Trial Management Order re exhibits; draft TMO		
		Plan for Objections, exhibits, Libby database instructions		9/11/2002
		Correspondence with marginalia between attorneys re exhibits		11/25/2002
		Handwritten trial database basics		9/11/2002
		Print-outs from exhibits database		1976 -- 9/18/2002
		Cause and effect trial preparation; Defendant's exhibits list, table of comments on certain 2002 EPA Revised Scenario Samples		12/10/2002
		Printed copies of cost effects slides, paper by Dr. Wylie re discriminating amphibole cleavage fragments from asbestos, article re lung tumors and asbestos		6/17/1905
		Article by Dr. Chatfield re TEM specimens		8/0/1990



748-000649-001



748-000650-001



748-000651-001



**LIBBY ASBESTOS SITE  
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Barcode	Box #	Type of Document	Person(s)	Date Range
		Case law, EPA definition of hazardous substances under CERCLA		
		Toeroek Associates' Initial Comments on document review		6/1/2001
		Miscellaneous notes re exhibits and voir dire		4/3/1979 -- 11/17/2002
		Draft notes in preparation of Chatfield deposition		
		Chatfield analysis of TEM asbestos samples		9/25/2002
		Table of Lee deposition exhibits, case law, deposition notes for questioning		
		W.R. Grace memo re higher fiber counts with binder		8/22/1980
		Order re Sealed Air Corporation's motion to extend expert reports deadline		8/21/2002
		Deposition exhibit lists and related documents		5/9/2002 -- 9/20/2002
748-000652-001	4	<b>Reports/Studies/Testimony/Analyses</b>		
		Handwritten notes		
		Handwritten notes on Meeker and Millette Expert Reports, etc.		
		Libby Asbestos Site Administrative Record Index, Libby trial database entry sheets -- Administrative Record documents, Special Collections Index		11/11/2002
		Cost documentation for Remedial Administrative Record		11/19/2002
		Itemized Cost Summary (superceded)		10/1/1999 -- 12/31/01
		Draft memo to EPA from Toeroek Associates re Libby Personnel, handwritten notes		2/5/2001
		EPA Work Performed lists		11/7/2002
		Case law in 9th Circuit re exceptions to the Administrative Record		
		Matt's trial exhibits -- Kathleen Rest testimony		7/31/2001
		Lee -- EPA error sheets; Lee -- List of exemplars of Count Sheets		7/6/2000 -- 9/23
		Letter from Michael Beard of EPA to Sally Sasnett of EPA re misrepresentation of analytical results for asbestos in bulk materials		11/3/1992
		USA Today article by Lee re high levels of asbestos in dust are an indicator of the need for cleanup		2/12/2002
		Bureau of Mines Health Study on asbestos dust		4/3/1973 -- 4/12/1973
		Health and Safety Report -- Asbestos Dust Survey Report		10/19/1971 -- 10/21/1971
		Chatfield report: "Asbestos Measurements in Workplaces and Ambient Spaces"		
		Data Comparison of asbestos fibers		
		Asbestos Fiber Reentrainment During Dry Vacuuming and Wet Cleaning of Asbestos-contaminated Carpet		5/0/1991
		Libby Sample Results Summary Report		8/13/2002
		TEM Asbestos Structure Count		8/6/2001
		Phase 1 Quality Assurance Project Plan -- Environmental Monitoring for Asbestos		1/4/2000
		Phase 2 Quality Assurance Project Plan -- Environmental Monitoring for Asbestos		3/0/2001



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Barcode	Box #	Type of Document	Person(s)	Date Range
		W.R. Grace comments on Administrative Record for Export Plant and Screening Plant Removal Actions and WRG letter to EPA		3/24/1983 – 2000
		A study of the Reproducibility of the Micro-Vac Technique by Hatfield, et al.		
		Asbestos in Public and Commercial Buildings by Health Effects Institute		1991
		W.R. Grace memo re controlled drop air sampling on 7/23/1976 and drop test results		8/5/1976
		"A Modeling Approach to Estimate Community Exposures to Airborne Asbestos Concentrations from Reentrained Road Dust" by Kira Lynch		7/31/1995
		Resume and expert report by Gregory P. Meeker, "The composition of asbestiform amphibole...results...analysis"		7/31/2002
		Comments on Proposed Rulemaking on Measuring and Controlling Asbestos Exposure		6/27/2002
		Kathleen Rest testimony re Workplace Exposure to Asbestos		7/31/2001
		In USA Today by Lee -- dust needs cleaning		2/12/2002
		Mel and Lerah Parker letter re tailing material from the roadway is a toxic hazardous material		1/20/2001
		Photocopies of road photos from the Parkers		4/25/0000
		Letter from Benjamin Wake to Public Health Service		9/12/1956
		Christopher Weis/EPA letter to W.R. Grace re methodology for analysis		4/4/0000
		Chris Weis memo to Paul Peronard re residual contamination		5/17/2000
		Memo re tremolite problem from Wood to Brookes, et al.		5/24/1977
		W.R. Grace memo re lightweight fertilizer customer fiber exposures		1/27/1978 – 2/15/1978
		Wyllie's report, "Discriminating Amphibole cleavage fragments from Asbestos: Rationale and Methodology"		11/0/1990
		Julie C. Yang's report, "Characterization and Preparation of Respirable Sized Tremolite Fiber and Vermiculite for Animal Studies"		4/8/1976
		Ahn, et al. report, "Microstructures and fiber-formation mechanisms of crocidolite asbestos"		1991
		Amandus, et al. report on vermiculite miners and millers exposed to tremolite-actinolite		1987
		Department of the Interior "Contributions to Economic Geology" papers and reports		1928
		Selected Silicate Minerals and their Asbestiform Varieties by Campbell, et al.		
		Health Effects of Tremolite by Bruce Case		
		Demos of amphiboles		
		Meeker Administrative Report summary fo Libby amphibole mineralogy		7/3/2001
		Veblen's report "Anthophyllite asbestos"		1980
		Wyllie's report, "The Habit of Asbestiform Amphiboles"		
		Phase contrast microscopy		5/20/1977
		Yang's report, "Characterization..."		4/8/1976
		Deposition Notes: handwritten		
		Drafts of EPA Response to W.R. Grace Comments re Supplement to Export/Screening Plant		

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Barcode	Box #	Type of Document	Person(s)	Date Range
		Miscellaneous notes and pictures, memos		
		Actual distributions		8/22/1980 -- 0/0/2002
		Fiber samples		
748-000653-001	5	<b>Defendant's Exhibits, Cost Recovery Backup</b>		
		Tables of Defendant's Exhibits		11/26/2002
		Exhibit Index for Libby Asbestos Site cost recovery litigation created by Toeroek Associates		11/18/2002
		Tracking list for documents requested per Court Order to provide W.R. Grace with documents by 8/29/2001		
		Letter from DOJ regarding Libby-related documents to be sent to the DOJ		3/15/2002
		List of Affidavits for Libby #2		8/14/2002
		Production lists for Libby #1 and Libby #2		2001 -- 2/4/2002
		R8 letters		7/26/2001
		HQ letters		7/20/2001
		Montana office letters		7/26/2001
		Miscellaneous letters		7/26/2001
		EPA Production List		
		Miscellaneous documentation, drafts, research		3/16/1981 -- 10/23
		E-mail and correspondence re mobile lab analysis of TEM grids		7/16/2002
		Handwritten notes and e-mail re cost documentation package and privilege log database		8/0/2001 -- 5/20/
		Handwritten note re things to do		
		Concordance information		12/18/2002
		Tasks lists		
		Referral Report from EPA to DOJ re Libby #1		3/21/2001
		Libby #1 Document Coding Sheet and documents		2001
		EPA status update of Administrative Record to Holme, Roberts & Owen		7/24/2001
		Memo re legal research re "imminent and substantial endangerment"		8/9/2002
		Draft letter to W.R. Grace re settlement discussions		12/10/2002
		EPA memo re "no action" assurances		12/12/1995
		Summary of U.S.'s document production		11/19/2002
		Request for a Removal Action Ceiling Increase at Libby		7/12/2001
		Approval of Work Plan for W.R. Grace bankruptcy		5/28/2002
		DOJ draft letter re contract costs and recovery		5/30/2002
		E-mail re boxes of Libby documents, expert reports, scanning, CD's, Work Plan, bates labeling process; e-mail re agreements with Toeroek Associates, Administrative Record documents		9/10/2002



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**LIBBY ASBESTOS SITE  
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Barcode	Box #	Type of Document	Person(s)	Date Range
		Affidavit sample, e-mail re privilege logs		9/30/2002
		Outstanding cost issues		
748-000654-001	6	<b>Articles/Lists of Exposed Individuals/Calendar Schedules</b>		
		"Examination of Vermiculite for the Presence of Asbestos Fibres" by Eric J. Chatfield, et al. of Ontario Research Foundation		10/0/1979
		Richard J. Lee's article, "Dust and Airborne Concentrations—Is There a Correlation?"		
		Fowler and Price article, "Some Statistical Principles in Asbestos Measurement and their Application to Dust Sampling and Analysis"		
		Revised Preliminary Draft by Versar, Inc. re Asbestos Exposure Assessment for Attic Vermiculite Insulation		6/28/2001
		List of exposed individuals and their pertinent information		
		Updated exposed individuals and their pertinent information		9/24/2001
		Updated Sampling List – Libby Asbestos		11/14/2001
		Updated Sampling List – Libby Asbestos		11/13/2001
		List of Properties to Be Sampled – Category I		8/1/2001
		Clinton Maynard – action items		12/30/2001 – 4/10/2001
		Duc Nguyen – schedule		8/13/2001 – 11/9/2001
		Paul Peronard – schedule		8/8/2001 – 11/16/2001
		Chris Weis – schedule		8/8/2001 – 8/10/2001
		Updated Listening Summary – Libby Asbestos		11/13/2001



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**LIBBY ASBESTOS SITE** *December*  
**BOX INDEX - Set of 31 Delivered to DocuVault November 2006**

Barcode	Box #	Type of Document	Person(s)	Date Range
748-000655-001	1	<b>Motions / Pleadings / Court Filings</b>		
		Defendants' Response to United States' First Set of Interrogatories, Requests for Production of Documents, & Requests for Admission		1/23/21
		Defendants' Second Set of Interrogatories & Requests for Production of Documents		3/14/21
		Defendant Kootenai Development Corporation's Answer re: Statement of the Case, Jurisdiction, Venue, and Defendants		6/12/21
		Defendant W.R. Grace & Co.-Conn.'s Answer to the Allegations re: Statement of the Case, Jurisdiction, Venue, and Defendants		6/12/21
		Defendants' Third Set of Requests for Production of Documents		7/1/2002
		United States' Designation of Rebuttal Expert Nelson H. Shapiro		9/25/2002
		Defendants' Response to United States' Motion for Partial Summary Judgment on Response Costs and on Defendants' Second Affirmative Defense; Vol. 1 of 1		10/11/2002
		United States' Motion for Partial Summary Judgment on Response Costs and on Defendants' Second Affirmative Defense; Vol. 1 of 3 - Exhibits 1-22; Vol. 2 of 3 - Exhibits 23-30; Vol. 3 of 3 - Exhibits 31-42		10/31/2002
		United States' Reply to Defendants' Response to Motion for Partial Summary Judgment on Response Costs and Defendants' Second Affirmative Defense		11/11/2002
		Order re: Scope and Standard of Review of United States' Reply to Defendants' Response to Motion for Partial Summary Judgment on Response Costs and Defendants' Second Affirmative Defense		11/13/2002
		Defendants' Supplemental Response to United States' Interrogatories		11/15/2002
		Order re: Costs Incurred; Prejudgment Interest; Declaratory Judgment on Liability re: Subsequent Response Costs or Damages		12/19/2002
		Draft Pretrial Order-Statement of the Case		
748-000656-001	2	<b>Motions / Pleadings / Court Filings</b>		
		Defendants' Revised Proposed Findings of Fact and Conclusions of Law		12/3
		Defendants' Motion for Reconsideration		12/3
		Defendants' Revised Genuine Issues of Material Fact Including Fed.R.Civ.Proc. 56(f) Facts Discovered After October 31, 2002 Related to United States' Motion for Partial Summary Judgment on Defendants' Third Affirmative Defense with Exhibits Vol. 1-11		12/31/2002
748-000657-001	3	<b>Expert Reports / Rebuttal Reports</b>		
		Designation of Rebuttal Experts (Tom Dahl, Wiley Wright III, Charles Young) with Rebuttal Reports	Tom Dahl, Wiley Wright, III, Charles Young	



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Barcode	Box #	Type of Document	Person(s)	Date Range
		Defendants' Rule 26(a)(2) Expert Disclosures with Attached Reports of Elizabeth L. Anderson, Suresh Moolgavkar, Richard Bartlett, Eric Chatfield, Dale Jensen	Elizabeth Anderson, Suresh Moolgavkar, Richard Bartlett, Eric Chatfield, Dale Jensen	
		Wiley Wright, III - Cost Report	Wiley Wright, III	
		Wiley Wright, III - Updated Exhibits & Expert Accounting Report	Wiley Wright, III	
		Charles Young Expert Witness Report & Supporting Documents	Charles Young	
		Defendants' Witness List		
		<b>Exhibit Lists &amp; Related Documents</b>		
		Defendants' Exhibit List; Deposition Exhibit Lists & Related Documents; Exhibit Index for Libby Asbestos Site; Miscellaneous Notes re: Exhibits & Voir Dire Information		
748-000658-001	4	<b>Exhibit List &amp; Related Documents</b>		
		Plaintiffs' (Potential) Exhibits		
748-000659-001	5	<b>Depositions / Exhibits</b> <i>marked as Box 2 of 6 also</i>		
		Harry Eschenbach - Amendment to Deposition; Deposition Exhibits	Harry Eschenbach	10/18/2006
		Julie Yang - Deposition Questions and Supporting Documents; Potential Julie Yang Deposition Exhibit Report	Julie Yang	
748-000660-001	6	<b>Depositions / Exhibits</b> <i>missing maybe same as 7 - Day Box 10/1</i>		
		Julie Yang - Depositions and Exhibits Vol. 1-5; Additional Julie Yang Deposition Documents		
748-000661-001	7	<b>Privilege Logs &amp; Related Documents</b>		
		W.R. Grace Initial Privilege Logs		
		Bankruptcy Privilege Logs (Toeroek Assoc.); Privilege Logs (Toeroek Assoc.)		
		List of Privilege Log #1 Missing Documents		
		Libby #2 Stamps for Document Review		
748-000662-001	8	<b>Cost Documentation &amp; Related Documents</b>		
		EPA Work Performed Lists	Contractors; IAG; SAC	11/7/2006
		Direct Labor Charge Support	Toeroek Associates, Inc.	02/01/00 -
		Costs (Itemized, Indirect, Regional & HQ Travel)		10/01/99 -
		Cost Documents for Remedial AR		11/19/99 -
		Special Project/All Inclusive Report		10/01/99 -
		All Inclusive Cost Report		10/01/99 -
748-000663-001	9	<b>Cost Documentation &amp; Related Documents</b>		
		Itemized Cost Summary		10/01/99 -



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Barcode	Box #	Type of Document	Person(s)	Date Range
		Original CRP Summaries		all time frames
		Regional Payroll		2000-2001
		HQ Payroll; Regional Travel		10/01/99 - 06/30/0
				07/01/01 - 12/31/01
		Regional Travel		07/01/01 - 12/31/01
		Regional Travel		07/01/01 - 12/31/01
748-000664-001	10	<b>Cost Documentation &amp; Related Documents</b>		
		Regional Travel (Duc Nguyen; David Ostrander)		
		Regional Travel (Paul Peronard)		
		Regional Travel (Douglas Skie; Sam Vance; John Wardell; Chris Weis)		
		Travel Vouchers (Chris Weis; David Williams; William Yellowtail)		
748-000665-001	11	<b>Cost Documentation &amp; Related Documents</b>		
		HQ Travel (Philip Campagna; Sandra Connors; John Gilbert; Joseph Laformara; David Mickunas; Patricia Smith; Victoria VanRoden)		
		Travel (Oscar Tarrago; Maria Teran-Maciver; Glenn Tucker; Pam Tucker; Timothy Walker; Jill Welch; John Wheeler; Sandra Whitehouse; Patrick Young; Danny Yu)		
		ATSDR Payroll; Travel Expense Reports (Steve Blackwell; Sharon Campolucci; Caroline Cusack; Steve Dearwent; Dan Holcomb; Myrna Lundy; Jeff Lybarger; Tom Mignone; Chris Poulet; Dan Strausbaugh)		
		ATSDR Travel Vouchers (Sharon Campolucci; Steve Dearwent; Donna Garland; Dan Holcomb; Wendy Kaye; Susan Kess; Michael Levin; Jeff Lybarger; Dan Middleton; Tom Mignone; Susan Muza; Laura Northern; Chris Poulet; Oscar Tarrago)		
		ATSDR Cost Recovery Time Sheet & Travel Vouchers; NORC Task Request Report; SRC Vouchers; CDC Supply/Service Orders		
		ATSDR Payroll Expense Report/Cost Recovery Time Sheets		
		Expense Reports, Travel Vouchers, Records of Activities, Website Info.; SRC Costs; ATSDR Health Consultation Reports; IAG - EPA & ATSDR; ATSDR Payroll Expenses Reports & Timesheets; SRC Task Request		
748-000666-001	12	<b>Cost Documentation &amp; Related Documents</b>		
		Work Performed Documents; IAG - ATSDR Funding, Indirect, Timekeeping		
		Work Performed Documents - Toeroek Associates, Inc.; TechLaw, Inc.; USGS; ISSI		
		VOLPE/DOT Progress Reports & Invoices		
		VOLPE/DOT Progress Reports & Invoices		
		Work Performed Documents - Lockheed Martin; URS; IT Corp.		
748-000667-001	13	<b>Cost Documentation &amp; Related Documents</b>		
		Cost Package Blowbacks of Images from CP Database		



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Barcode	Box #	Type of Document	Person(s)	Date Range
		Work Performed Documents - ARC; EMSL; ISSI - Misc. Costs		
		Work Performed Documents - EPA Indirect Rate Info.; POLREPS; Guidance Docs./Annual Allocation; Finance Work Papers		
		CRP - Toeroek Associates, Inc./ Purchase Vouchers & Services; IAG - EPA & DOI (USGS); Navy (ISSI) IAG; DOT/VOLPE IAG; ATSDR IAG		10/01/99 - 06/30/01
		START - URS / Vouchers, Annual Allocation Report; IT Corp. / Tech. Support & Site Eval.; DynCorp / Purchase Vouchers & Services; Apparatus Sales; ISSI / Costs; LeHigh Univ. / Invoices; Parkers Settlement (03/20/01); SRC / Invoices		
748-000668-001	14	<b>Cost Documentation &amp; Related Documents</b>		
		ATSDR / Travel Vouchers, Expense Reports, Time Sheets, IAG EPA & DHHS/ATSDR Payroll Expense Report, Cost Recovery Time Sheet; Lockheed Martin / Vouchers		
		Travel Vouchers, Expense Reports, Time Sheets		
		ATSDR / Supplements (Expense Reports, Time Sheets, Travel Vouchers)		07/01/01 -
		ATSDR Supplement		5/28/2
748-000669-001	15	<b>Cost Documentation &amp; Related Documents</b>		
		VOLPE Daily Reports		
		Superfund Indirect Costs Rates		
		Work Performed List / Contractors		07/01/01 - 1
748-000670-001	16	<b>Corporate Report &amp; Related Documents</b>		
		Libby Asbestos Site Corporate Report		
		<b>Miscellaneous</b>		
		Libby Asbestos Site Section 107 Referral and Related Documents		
		DOJ Correspondence		
		Kelcey Land - Emails & Notes re: Libby (2 folders)		
		Sampling Plan - QAPP Revision 1		02/00
748-000671-001	17	<b>Miscellaneous</b>		
		Comments re: EPA's Proposal to Place Libby, Montana on the National Priorities List (2 folders)		4/29/20
		Action Memo Requesting Ceiling Increase (memo; transmittal; supporting documents)		
748-000672-001	18	<b>Miscellaneous</b>		
		Minnesota Corn Processors, LLC 104(e) Information Request Response		9/28/200
		Supplemental Documents from 10/12 Letter from Lund (Grace) re: 6th 104(e) Information Request		
		Miscellaneous Documents - Drafts & Research		



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Barcode	Box #	Type of Document	Person(s)	Date Range
748-000673-001	19	<b>Miscellaneous</b>		
		Correspondence and Exhibits re: EPA Letter to Grace re: Grace Comments on Original AR (2 folders)		12/28/2001
		Drafts of EPA Response to Grace Comments re: Supplement to the Export/Screening Plant AR		
		EPA's Response to Comments re: 2nd Supplement to the Export/Screening Plant AR (research; supplemental documents; drafts)		
		Attachments to EPA's Response to Comments Received on the 2nd Supplement to the Export/Screening Plant AR		
		Caselaw for EPA Response to Comments re: the 2nd Supplement to the Export/Screening Plant AR		
748-000674-001	20	<b>Miscellaneous</b>		
		Libby Supplement #2 - AR Index & Images (CD)		
		Libby Export/Screening Plant AR Index & Images (CD 1); Supplemental AR #1 Index & Images (CD 1; CD 2)		
		SDMS Records Index - Export/Screening Plant AR; Supplemental AR #1; Supplemental AR #2		
		Asbestos - Fiber Related Information (pictures; charts etc.)		
		EPA Issue Tag Entry Sheets for Trial Database		
		Special Collections Index / Public Document Index & Images (CD1; CD2; CD3; CD4)		
		Site Assessment - Final Report re: Vermiculite Removal (Shilo, Manitoba)		4/3
		Case Management Timeline		4/1
		Hazardous Substance Caselaw		
		Database Initial Comments		6/1/2001
748-000675-001	21	<b>Miscellaneous - CDs (Libby Asbestos Site)</b>		
		Export/Screening Plant AR - Index & Images (CD 1 - 1 copy)		Recorded 02/11/02
		AR Supplement #2 - Index & Images (4 copies)		Recorded
		AR Supplement #1 - Index & Images (CD 1 - 9 copies; CD 2 - 11 copies)		Recorded
		<b>Miscellaneous - CDs - Old Versions (missing action memos)</b>		
		AR File / Export/Screening Plants		Released
		Export/Screening Plant AR		Updated
		Export/Screening Plant - Document Index with Images		12/4/2001
		Export/Screening Plant AR		12/4/2001
		Export Screening Plant - Document Index		12/4/2001



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Barcode	Box #	Type of Document	Person(s)	Date Range
		<b>Miscellaneous- CDs (Libby Asbestos Site)</b>		
		Invoice Database - Self-Executing (WA 2ESS-99-0018)		3/1/2001
		Invoice Database - Compatible w/ Access '97 (WA 2ESS-99-0018)		3/1/2001
		Invoice Database - Compatible w/ Access '00 (WA 2ESS-99-0018)		3/1/2001
		Libby Asbestos Database - Camp Dresser & McKee (V1-121201)		12/12/2001
		Libby Version 1 Snapshot - Libby Asbestos DB Snapshot - Camp Dresser & McKee		12/23/2002
		Libby Asbestos DB Snapshot - Camp Dresser & McKee		3/15/2002
		Libby Asbestos DB Snapshot - Camp Dresser & McKee		5/6/2002
		Libby 2 Asbestos DB Snapshot - Camp Dresser & McKee		5/6/2002
		Libby 2 Asbestos DB Snapshot - Camp Dresser & McKee		8/5/2002
		Facilities CDs (1 set)		
		Releasable Grace DB CDs (2 sets)		
		Privilege Grace DB CDs (1 set)		
		CBI Grace DB CDs (1 set)		
		CBI-Priv DB CDs (1 set)		
		Database CDs - Fac. CBI-Priv; Fac. Releasable; CBI-Priv DB; CBI DB; Release 4 DB		
748-000676-001	22	<b>Miscellaneous - Video Tapes (2 sets) &amp; CD containing site pictures</b>		
		Tape 1: Welcome - Keynote Part 1 & Part 2; Asbestos Related Illness; Long Term Health Care Q & A; Asbestos and Loss; Risk Assessment		
		Tape 2: Cut 1: Smoking Cessation Session; Cut 2: Thursday Evening Keynote Session		
		Tape 3: Cut 1: Living with Asbestos Related Illness Session		
		Tape 4: Cut 1: Living with Asbestos Related Illness Session - Medical Aspects		
		Tape 5: Cut 1: Alternative Stress Management		
		Tape 6: Cut 1: EPA Site Assessments		
		Tape 7: Cut 1: Occupational vs. Non-Occupational Exposure		
		Tape 8: Cut 1: Information on Environmental Sampling		
		Tape 9: Cut 1: Asbestos Information for the Homeowner		
		Tape 10: Cut 1: Asbestos & Children		
		Tape 11: Cut 1: Stress Management Workshop		
		Tape 12: Cut 1: Medical Screening & Testing		
		Tape 13: Cut 1: Progress of Clean-Up Activities; Cut 2: What's Next After the Feds Leave Libby?; Cut 3: Conference Wrap-Up		
748-000677-001	23	<b>Miscellaneous - VOLPE Supplemental Information copied by On-Site Sourcing</b>		
		1 audio cassette tape		
		4 3 1/2" disks		
		17 mini DV (digital video) cassettes		
		28 CDs (according to enclosed transmittal letter, there should be 35 CDs)		



748-000676-001



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Barcode	Box #	Type of Document	Person(s)
		17 VHS tape (same as Box #22)	
748-000678-001	24	<b>Miscellaneous - MAPS</b>	
		Libby, MT - Version 2 Database ERD / Libby 2	
		Fibers	
		Fiber Case Notes	
		Loading Facility, Export Plant, Screening Plant	
		Export Site	
		1A Screening Plant	
		1B Screening Plant - Grid & Sampling Results Overlay	
		1C Screening with Grid, Results, Excavation Location & Soil Quantity	
		2A KDC/Owen's Property - So. Of Parker's Property	
		2B KDC/Owen's Property - So. Of Parker's Property	
		2C KDC/Owen's Property - So. Of Parker's Property with location EAC	
		3A Loading Aerial	
		3B Loading Facilities with Locations	
		Figure 1: W.R. Grace Corporate Mergers & Reorganizations	
		(Boxes 25-31 are Matt Cohn's Documents)	
748-000679-001	25	<b>Motions / Pleadings / Court Filings (Matt Cohn's Box)</b>	
		Order	
		Certification of Indices of Documents Comprising the Administrative Record (w/ attached indices)	
		Defendant's Notice of Deposition of James Millette	
		Declaration of Phillip D. Elbeck	Phillip D. Elbeck
		Defendants' Statement of Genuine Issues of Material Facts Related to United States' Motion for Partial Summary Judgment on Defendants' Third Affirmative Defense	
		Order re: Motion to Reschedule Pretrial Conference Date	
		Order re: Scope and Standard of Review	
		Defendants' Supplemental Response to United States' Interrogatories	
		Order re: Discovery and In Limine Motions	
		Defendants' Revised Supplemental Response to United States' Interrogatories	
		Final Pretrial Order	
		Defendants' Notice of Deposition of Paul Peronard	
		United States' Submission of Proposed Findings of Fact and Conclusions of Law	
		United States' Notice of Filing the Proposed Findings of Fact and Conclusions of Law on the Administrative Record and Liability and Costs	
		United States' Proposed Findings of Fact and Conclusions of Law (Liability and Costs)	



748-000688-001



748-000678-001



748-000686-001



748-000687-001



748-000679-001



**LIBBY ASBESTOS SITE**  
**BOX INDEX - Set of 31 Delivered to DocuVault November 2006**

Barcode	Box #	Type of Document	Person(s)	Date Range
		Proposed Findings of Fact and Conclusions of Law (Administrative Record)		12/9/2002
		Defendants' Notice of Intent to Use CD-Rom Media for Exhibits (W.R. Grace and Kootenai Development)		12/9/2002
		Defendants' Notice of Intent to Use Realtime Transcription (W.R. Grace and Kootenai Development)		12/9/2002
		Defendants' Submission of Proposed Findings of Fact and Conclusions of Law		12/9/2002
		Defendants' Proposed Findings of Fact and Conclusions of Law		12/9/2002
		Order		12/19/2002
		Defendants' Notice of Deposition of Chris Weis		12/20/2002
		Defendants' Revised Genuine Issues of Material Fact Including Fed.R.Civ.Proc. 56(f) Facts Discovered After October 31, 2002 Related to United States' Motion for Partial Summary Judgment on Defendants' Third Affirmative Defense		12/31/2002
		Defendants' Motion for Reconsideration		12/31/2002
		Defendants' Revised Proposed Findings of Fact and Conclusions of Law		12/31/2002
		United States' Motion to Exclude the Testimony of Mr. Richard E. Bartelt	Richard E. Bartelt	12/31/2002
		Defendants' Response to United States' Motion for Clarification of December 19, 2002 Order		1/2/2003
		Defendants' Response to United States' Supplemental Motion and Brief <u>In Limine</u> to Exclude the Expert Testimony of Dale Jensen		1/2/2003
		Bankruptcy Filings		
		Drafts and Undated Documents		
		<b>Expert Reports / Rebuttal Reports</b>		
		Eric Chatfield - Expert Report	Eric Chatfield	8/30/2002
		Greg Meeker - Expert Report / Notes	Greg Meeker	
		Dale R. Jensen - Expert Report	Dale R. Jensen	8/30/2002
748-000680-001	26	<b>Expert Reports / Rebuttal Reports (Matt Cohn's Box)</b>		
		Richard J. Lee - Expert Report with Supporting Documents	Richard J. Lee	7/2
748-000681-001	27	<b>Witness Files &amp; Related Documents (Matt Cohn's Box)</b>		
		Greg Meeker	Greg Meeker	
		Defendant's Witness List		
		Plaintiff's Witness List		
		<b>Exhibit Lists &amp; Related Documents</b>		
		Defendant's Exhibits (Lists) & Documents		
		Trial Exhibits		
		Exhibit Information		



**748-000680-001**



**748-000681-001**



**LIBBY ASBESTOS SITE**  
**BOX INDEX - Set of 31 Delivered to DocuVault November 2006**

Barcode	Box #	Type of Document	Person(s)	Date Range
		<b>Depositions &amp; Related Documents</b>		
		Elizabeth Anderson	Elizabeth Anderson	
		Eric Chatfield	Eric Chatfield	
		Richard J. Lee	Richard J. Lee	
		Earl D. Lovick	Earl D. Lovick	
		James R. Millette	James R. Millette	
		Paul Peronard	Paul Peronard	
		Chris Weis	Chris Weis	
		Julie Yang	Julie Yang	
		Charles Young	Charles Young	
		Deposition Notes		
748-000682-001	28	<b>Privilege Logs &amp; Related Documents (Matt Cohn's Box)</b>		
		Defendant's Privilege Log & Related Documents		
		Plaintiff's Privilege Log		
		<b>Cost Documentation &amp; Related Documents</b>		
		Financial Information for Trial		04/01.
		IT Group Audits		02/00.
		IAG Progress Report (DOT)		11/19/2002
		RA Project Evaluation Form		2002
748-000683-001	29	<b>Miscellaneous (Matt Cohn's Box)</b>		
		Residential Tracking and Sampling Lists		
		List of Properties to be Sampled		
		Sampling Information		
		Concordance Information		
		Settlement Discussion Documents		
		FOIA Requests		
		Correspondence		
		Notes & Pictures		
		Emails & Reports		
		Caselaw re: Exceptions to the Administrative Record		
748-000684-001	30	<b>Miscellaneous (Matt Cohn's Box)</b>		
		Material from the "Conference on Asbestos and Public Health"		05
		Articles, Reports, Research		
		Phase 2 Sampling and Quality Assurance Project Plan (QAPP)- Revision 0		



748-000682-001



748-000683-001



748-000684-001



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**BOX INDEX - Set of 31 Delivered to DocuVault November 2006**

Barcode	Box #	Type of Document	Person(s)	Date Range
		Sampling and Quality Assurance Project Plan (QAPP)- Revision 1		
		Articles, Reports, Research		
748-000685-001	31	<b>Miscellaneous (Matt Cohn's Box)</b>		
		Comments re: Export/Screening Plant Removal Action Administrative Records & Related Documents		9/28
		W.R. Grace Comments re: 05/02/02 Action Memo Amendment and Supplemental AR #2; Supplement to Comments re: Original and Supplemental ARs		
		Administrative Record Index - Export/Screening Plants, Supplement #1, Supplement #2		
		Documents from Supplemental AR (5 folders)		
	32-35	<b>Privilege Documents</b>		
		Privilege Documents (Libby #1)		
	36-37	<b>Privilege Documents</b>		
		Privilege Documents (Libby #2)		
	38	<b>Privilege Documents</b>		
		Privilege Documents (Libby #3)		
	39-95	<b>Produced Documents</b>		



**748-000685-001**



**PRIVILEGED AND CONFIDENTIAL**

**Oil Discharge Exxon Mobil- Yellowstone River spill referred to the Department of Justice (Spill location – Yellowstone County, Montana)**

On March 14, 2013, a referral was sent to the Department of Justice (DOJ) for Clean Water Act (CWA) violations related to ExxonMobil's July 1, 2011 discharge of approximately 1,509 barrels (63,378 gallons) of crude oil from its Silvertip Pipeline into the Yellowstone River that runs through the towns of Laurel and Billings, Montana. The Yellowstone River was at flood stage during the spill event causing significant impacts to wildlife (100 animals dead/ 155 oiled, cleaned and released); forcing the temporary closure of drinking water intakes; and impacting approximately 240 miles of river shorelines, floodplains, and riparian areas in varying degrees.

EPA responded to the incident, with On Scene Coordinators overseeing cleanup activities. On July 6, 2011, EPA issued an Administrative Order (AO) to ExxonMobil for cleanup under section 311(c) of the CWA, 33 U.S.C. § 1321(c). Montana issued a Letter of Violation to ExxonMobil on August 17, 2011 and subsequently an Administrative Order on Consent in early 2012, collecting a cash penalty and additional Supplemental Environmental Projects to be determined at a later date.

EPA's referral requests that DOJ file a civil action for penalties against ExxonMobil for discharging crude oil into waters of the United States in violation of section 311(b)(3) of the CWA, 33 U.S.C. § 1321(b)(3), as amended by the Oil Pollution Act of 1990. Section 311(b)(3) of the CWA is non-delegable, meaning that EPA Region 8 enforces oil spill violations in all Region 8 states and Indian country.

*Information only – no action required by the Regional Administrator*

Program Contact: [Inman.Donnak@epa.gov](mailto:Inman.Donnak@epa.gov) 303-312-6201

Legal Contact: [Morris.brenda@epa.gov](mailto:Morris.brenda@epa.gov) 303-312-6891

Darcy O'Connor, TEP Director 303-312-6392

Jennifer Schuller, TEP Supervisor 303-312-6334



	Date Mailed	Label/Addressee/Cert #	cc/DCC list	From	Re:	Date Signed
1	3/8/13	Richard (Rick) Smith, Owner Ladore Supper Club and Saloon P.O. Box 6044 Sheridan, WY 82802 cert # 7009 3410 0000 2592 8444	Peggy Livingston Kathlene Brainich	US EPA, Region 8 Peggy Livingston, Attorney (MC 8ENF-L) 1595 Wynkoop Denver, CO 80202	EPA's Opposition to Motion to Dismiss to Ladore Supper Club...	3/8/13
2	3/13/13	Mr. Dammon Frecker Red Desert Reclamation, LLC One Cate Street, Suite 100 Portsmouth, NH 03801 cert # 7009 3410 0000 2592 8444	n/a	US EPA, Region 8 Randy Lamdin (MC 8ENF-RC) 1595 Wynkoop Denver, CO 80202	RCRA with Tom Sitz	3/13/13
3	Date Mailed	Label/Addressee/Cert #	cc/bcc list	From	Re:	Date Signed
4	3/14/13	Richard (Rick) Smith, Owner Ladore Supper Club and Saloon P.O. Box 6044 Sheridan, WY 82802 cert # 7009 3410 0000 2592 8451	Peggy Livingston	US EPA, Region 8 Peggy Livingston, Attorney (MC 8ENF-L) 1595 Wynkoop Denver, CO 80202	Request to omit additional copies of docs from prehearing exchange	3/14/13
5	3/14/13	James F. Holmes, President Liquid Waste Management, Inc. P.O. Box 888 Longmont, CO 80501 cert # 7009 3410 0000 2598 4358	Amy Swanson	US EPA, Region 8 Amy Swanson, Attorney (MC 8ENF-L) 1595 Wynkoop Denver, CO 80202	opportunity to confer, settlement communication, not admissible subject to federal rule of evidence....	3/14/13
6	3/14/13	Ignacia S. Moreno, Assistant Attorney General United States Department of Justice Environment and Natural Resources Division P.O. Box 7611 Ben Franklin Station Washington, DC 20044-7611	Mark Pollins, Director Water Enforcement Division United States EPA Headquarters (2201 A)  Ariel Rios Building 1200 Pennsylvania Avenue, N.W. Washington, D.C. 20460	Brenda Morris, Attorney (MC 8ENF-L) 1595 Wynkoop Denver, CO 80202	Yellowstone	3/14/13

	Date Mailed	Label/Addressee/Cert #	cc/bcc list	From	Re:	Date Signed
7	3/14/13		Pamela J. Mazakas OECA United States EPA Headquarters (2241 A) Ariel Rios Building 1200 Pennsylvania Avenue, N.W. Washington, D.C. 20460			3/14/13
8	3/14/13		Cynthia Giles OECA United States EPA Headquarters (2201 A)  Ariel Rios Building 1200 Pennsylvania Avenue, N.W. Washington, D.C. 20460			3/14/13
9	3/14/13	Brunnelle's Pest Control P.O. Box 1304 Wolfpoint, MT 59201 cert # 7009 3410 0000 2592 0585	n/a	Brenda Morris, Attorney (MC 8ENF-L) 1595 Wynkoop Denver, CO 80202	Resend Penalty Complaint & Notice of Opportunity for Hearing	
10						
11						
12						

**Direct Exam of Patrice K. (DRAFT)**

**Background**

Name

Testified before in Federal Court? On what issues?

Current Employment/Title

- EPA – Director of the Fiscal Management and Planning Program within the Office of Technical Management Services

How many years have you been in this position?

- Employed with Region 8 for two years in this position, but employed with EPA for twelve years.

Describe employment history with EPA – held other positions?

- Employed with EPA for twelve years.
- Other Positions Held:

Current Responsibilities

- Supervise the Superfund Cost Recovery Team that compiles site-specific costs incurred by EPA in connection with a CERCLA response action into a cost report.

**Recognition of Cost Report**

**\*\*Pull up Exhibit xx – Revised Cost Report\*\***

**\*\*Have Patrice look at the Cherokee Site Cost Report\*\***

What is Exhibit xx?

- Cost Report generated by EPA for the Cherokee Street Site

How do you recognize it as such?

- The subject line states that it is the full cost package report for the Cherokee Street site and it also lists the site identification number – which is #08SL. I supervised the work of staff that prepared the cost documentation packages and this cost summary report for Cherokee Street, completed a final review of the cost package report, and ultimately approved the cost package report.

What is the date of this cost report for the Cherokee Site?

- February 26, 2003

Is that your signature found next to the “from” caption on the document?

- Yes

**Swanson, Amy**

---

**To:** Meredith, Sienna  
**Subject:** Lambert Opportunity to Confer Letter  
**Attachments:** 130314.Lambert.opptoconfer.fin.docx

Hi. Please take a look and make any changes you deem appropriate to the attached Lambert opportunity to confer letter. I'm pressed on time today to discuss Crow and Lame Deer, but am open Monday between 9:30 and 11:00 am. Can I call you then? Thank you,

Amy Swanson, Senior Attorney  
Legal Enforcement Program (8ENF-L)  
U.S. EPA Region 8  
1595 Wynkoop Street  
Denver, CO 80202-1129  
Phone: (303) 312-6906

A = Archive  
SF = Site File

LIBBY ASBESTOS SITE  
BOX INDEX

4 Boxes

Barcode	Box #	Type of Document	Person(s)	Date Range
748-000622-001	1	<b>Pleadings and Exhibits in re Civil Action No. 01-72-M-DWM</b>		
A		Exhibits for U.S.'s Motion for Partial Summary Judgment on Response Costs and on Defendants' Second Affirmative Defense (Volumes 1 and 3 / Exhibits 1 - 22, 31 - 42)		
A		U.S.'s Motion for Partial Summary Judgment on Defendant's Third Affirmative Defense and Exhibits 1 - 18		
A		U.S.'s Motion for Partial Summary Judgment on the Liability of W.R. Grace & Co.-Conn. And on W.R. Grace & Co.-Conn.'s First and Fourth Affirmative Defenses, Statement of Uncontroverted Facts, Brief in Support, Exhibit List, Volume 1 of 3: Exhibits (1 - 22)		
A		Exhibits for Second Affirmative Defense (Volume 3 of 3, Exhibits 31 - 42)		
A		U.S.'s Motion for Partial Summary Judgment on Defendant's Third Affirmative Defense, Brief in Support, Statement of Uncontroverted Facts, Exhibit List, Exhibits 1 - 18		10/11/2002
A		Exhibits for U.S.'s Motion for Partial Summary Judgment on the Liability of W.R. Grace & Co.-Conn. And on W.R. Grace & Co.-Conn.'s First and Fourth Affirmative Defenses		
A		U.S.'s Motion in Limine to Strike Portion of the Proposed Testimony of Dr. Richard J. Lee, Brief in Support, Proposed Order, Exhibit List, Exhibits 1 - 10		10/11/2002
A		HRO letter enclosing W.R. Grace & Co. privilege logs, Defendants' Response to U.S.'s Motion in Limine to Strike Portions of the proposed testimony of Dr. Richard J. Lee, Exhibits A, B, 1 - 35, Defendants' Response to U.S.'s Motion in Limine to exclude the Expert Report and Testimony of Dale Jensen, Exhibits 1 - 14		10/31/2002
748-000623-001	2	<b>Documents for Civil Action No. 01-72-M-DWM</b>		
A		Privilege log		
A		Final draft of ISO International Standard for ambient air - determination of numerical concentration of inorganic fibrous particles - scanning electron microscopy method		
SF		R.J. Lee Group ISO data compiled from EPA Excel Spreadsheets		
SF		R.J. Lee Group Report: Analysis of January 2000 indoor and outdoor air samples		
A		U.S. Motion for Partial Summary Judgment on Response Costs and on Defendants' Second Affirmative Defense (Volumes 1 - 3 / Exhibits 1 - 42)		11/2/2002
748-000624-001	3	<b>Pleadings for Various Actions/Reports/Correspondence/Deposition</b>		
SF		Superfund reports/documents		6/0/1
SF		Asbestos and health documents		
SF		Fiber contamination of Vermiculites re Libby #1 - environmental research		
SF		Libby #1 - Radiology Survey by Sebastien, et al., Cohort study of mortality		
SF		Libby #2: Pleural effects		
SF		Exposure to Crocidolite and Mesothelioma		6/0/1



748-000622-001



748-000623-001



748-000624-001



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Barcode	Box #	Type of Document	Person(s)	Date Range
A		Exposure to Tremolite and Respiratory Cancer in New Caledonia: A Case Control Study		0/0/2000
A		Progression of pleural and parenchymal disease		0/0/1997
A		Vermiculite Producers and Users		9/0/1988
CF		X-ray evidence of increased asbestos exposure		0/0/2000
CF		Internal fax re causality		8/12/2002
SF		Internal fax re FOIA request in re CDC, NIOSH and ATSDR		8/22/2002
A		Consolidated Arvin cases: CV-F-92-5068 OWW, CV-F-96-6226 OWW, and CV-F-96-6228 OWW Findings of Fact and Conclusions of Law		5/24/2002
SE		CV-91-4098 EPA's Allocation Methodology re Non-site Specific Costs		10/15/1993
A		No. 4:97 CV 1557 CDP Memorandum and Order		9/15/1999
A		CV F 92-5373 Memorandum Opinion...to Enforce Consent Decree		1/12/2000
A		W.R. Grace Interests		6/10/2002
SE		EPA's Response to 12/21/2002 Comments from W.R. Grace re the Supplement to the Export/Screening Plant AR		
SE		W.R. Grace's Comments		12/21/2001
SE		Attorney-Client Privileged Response to W.R. Grace's Comments received 7/31/2002		8/11/2002
SE		W.R. Grace miscellaneous correspondence		4/14/1969 – 7/15/1985
SE		Superfund Audit Report – Phase 2 Sampling		5/15/2001
SE		Memo re Milwaukee Plant and MonoKote		8/1/1973
A		U.S.'s Response to Defendants' Brief...to reopen AR		10/22/2002
A		Civil Action No. 01-72-M-DWM HRO's request for progress report re costs		10/17/2002
A		U.S.'s Motion and Brief Requesting Leave to File Additional Factual Materials in Summary Judgment Replies		11/12/2002
A		U.S.'s Reply to Defendants' Response to Motion for Partial Summary Judgment on Response Costs and Defendants' Second Affirmative Defense, attachments and exhibits		11/11/2002
A		Memos, testimony, report		3/13/2000 – 6/2/2002
A		Deposition of Arnold R. Brody		9/30/2002
SE		Tremolite report, HRO and DOJ correspondence re Civil Action No. 01-72-M-DWM		4/2/1985 – 10/11/2002
A		W.R. Grace's Motion to Reschedule Pretrial Conference Date and supporting Brief		10/24/2002
A		Memos, articles on asbestos		0/0/1993 – 10/1/2002
A		Unsigned U.S.'s Unopposed Motion and Brief of the U.S. to withdraw certain claims with prejudice		0/0/2002
A		Summary Report of particulate found after destruction of the World Trade Center		10/12/2001
A		Health-based Soil Investigation Levels – Australia		5/24/2002
A		Civil Action No. 01-72-M-DWM (D. Mont.) Defendants' Reply to the U.S.'s Response to Defendants' Brief re Order to Require EPA to Reopen the AR and exhibits		10/31/2002
A		U.S.'s Motion in Limine to Exclude the Expert Report and Testimony of Dale Jensen and exhibits and Brief and Proposed Order+B25		10/11/2002

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Barcode	Box #	Type of Document	Person(s)	Date Range
748-000625-001	4	Documents in re Civil Action No. CV-00-167-M-DWM and Civil Action No. 4-88-822 and Chapter 11, Case No. 01-01139(JKF)		
		Civil Action No. CV-00-167-M-DWM		
A		Notice		2/8/2001
A		Defendants' Prediscovery Disclosure Statement		11/7/2000
A		Order		3/9/2001
A		U.S. Preliminary Pretrial Statement and draft thereof		
A		Joint Discovery Plan		
A		Defendants' Motion to Transfer Venue to the District of Delaware		7/17/2001
A		U.S.'s Unopposed Motion and Brief for Extension of Time to Respond to Defendants' Motion and Proposed Order		7/27/2001
A		W.R. Grace's Preliminary Pretrial Statement		8/29/2001
A		Order		9/6/2001
A		Defendants' Unopposed Motion for Conducting Preliminary Pretrial Conference by Telephone		10/4/2001
A		Proposed Order		10/0/2001
A		Signed Order		10/5/2001
A		Notice of Lodging, Consent Decree		10/23/2001
A		Signed Order re oral argument		12/5/2000
A		Signed Order re telephonic status conference		10/15/2001
A		Oral Argument -- Transcript of Proceedings between EPA and W.R. Grace		12/20/2000
A				
A		Bankruptcy case documents in re Chapter 11, Case No. 01-01139(JKF)		5/10/2002
A		Bankruptcy case documents in re Chapter 11, Case No. 01-01139 and Case No. 01-01200		
SE		Western Minerals Site -- map and sampling data (Rec of Comm)		3/27/2002
A		Toeroek Analysis of W.R. Grace's Response to EPA's 6th 104(e) Information Request		9/5/2001
A		Measurement of Asbestos Air Pollution Inside Buildings Sprayed with Asbestos		8/0/1980 -- 7/9/2001
A		Bureau of Mines report, "Selected Silicate Minerals and their Asbestiform Varieties" by Campbell, et al.		
A		Expanding Plants information		6/14/1961 -- 7/19/2000
A		ASTM International -- 2002 Johnson Conference: A Review of Asbestos Monitoring Methods and Results for the New York World Trade Center, etc.		7/21/2002 -- 7/25/2002
SE		Raintree Nursery--Mel and Lerah Parker and family--miscellaneous letters, pictures, information		3/0/2000 -- 4/28/2001
A				
SE		Civil Action No. 4-88-822 Access Case -- Harris Jorgensen and Isabel Jorgensen v. Carey-Canada, Inc., et al. documents		
		Fibers for Mark Raney		9/23/2002

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**748-000625-001**



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Barcode	Box #	Type of Document	Person(s)	Date Range
SF		Libby timeline		4/19/2002
SF		Summary of Agency Risk Issues for Libby, Montana		2/7/2002
A		Superfund Program Management		2/0/1995
SF		CERCLA original copies		



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		<b>MATT'S MISCELLANEOUS BOXES</b>		
748-000626-001 <i>A</i>	1	<b>Concordance</b> Adapter, Concordance Dataflight software, Concordance Information Retrieval System handbook, related manuals and guides <i>stay at Toeroek</i>		
748-000627-001 <i>A</i> <i>627</i>	2	<b>Toeroek's CD's</b> CD's of extra copies of Libby Site file <i>stay at Toeroek</i>		
748-000628-001 <i>SF</i>	3	<b>Duplicates from Libby Asbestos File Review</b> W.R. Grace's Comments to EPA's 3rd Action Memo with exhibits and attachments		
748-000629-001 <i>SF</i> <i>SF</i>	4	<b>Deposition and Notes/Reports/Analyses/Operating Procedures</b> Deposition of Lee Lee Preliminary Report  Standard Operating Procedures, core samples, soil samples, air samples, Silica analyses, SAED studies, deposition notes for Rich Lee, C. Weis and Meeker, analyses of air samples, Lee's Expert Report, ISO EDS reports, AHERA EDS reports, airborne asbestos methods, Asbestos Investigation grids, OSHA health effects and other files, RJLG-NVLAP, Lee CV and Publication List		
748-000630-001 <i>SF</i>	5	<b>Loose Documents</b> Document database, briefs, reports, analyses, grids, letter re status of AR, test reports and results, memos, log of WRG's privileged documents		

*stay at  
Toeroek*



**748-000627-001**



**748-000629-001**



7/18/1977 - 9/11/2002



**748-000630-001**



17 boxes

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Barcode	Box #	Type of Document	Person(s)	Date Range
<i>not delivered</i>	Note-book	United States' Designation of Experts: Arnold R. Brody, Ph.D., James E. Lockey, M.D., MS, Gregory P. Meeker, James R. Millette, Ph.D., Fredric L. Quivik, Ph.D., Alan C. Whitehouse, M.D., Wiley Wright III, CPA, Charles Young		7/31/2002
748-000631-001	1	<b>Finstad v. W.R. Grace and Company</b>		
<i>A</i>		Employee Exposure Summaries		3/
<i>A</i>		Finstad v. W.R. Grace and Company Transcript of Proceedings		5
<i>A</i>		Finstad v. W.R. Grace and Company Appeal Exhibits Volumes I and II		
<i>A</i>		Finstad v. W.R. Grace and Company Transcript of Proceedings		5/6/199
748-000632-001	2	<b>Employee Exposure Summaries</b>		
<i>SF</i>		Employee Exposure Summaries		3/
748-000633-001	3	<b>Corporate Documents</b>		
<i>A</i>		W.R. Grace corporate documents -- Plaintiff's Brief in Opposition of Defendant's Motion to Dismiss and exhibits		9/
<i>A</i>		W.R. Grace corporate documents -- S-4 Registration Statement under SEC		8/2/1996
<i>A</i>		Corporate fraudulent conveyance -- Plaintiff's Brief in Opposition of Defendant's Motion to Dismiss		1/13/2000
<i>A</i>		W.R. Grace & Co. Annual Report Form 10-K405		0/0/1007
<i>A</i>		NESHAPS documents -- Consent Decree, privileged documents, press releases		12/23/19
<i>A</i>		Fresenius Medical Care Holdings Inc./NY 10-K405		3/2
<i>A</i>		Fresenius Medical Care Holdings Inc./NY 8-K		2/1
<i>A</i>		Fresenius Medical Care Holdings Inc./NY 10-K405		3/1
<i>A</i>		Sealed Air Corp/Delaware -- Registration Statement		8/
<i>SF</i>		Employee Exposure Summary		6/6/1900
748-000634-001	4	<b>Motions / Pleadings / Court Filings/Title Search</b>		
<i>SF</i>		Libby Asbestos Site Draft Title Search Report by Toeroek Associates; Title Search documents: Sites #1-3, Appendix C Title Trees, Sites #4-5, Sites #1-4, Site #5, Figures		
<i>A</i>		Plaintiff's Brief in Opposition of Defendant's Motion to Dismiss for Lack of Personal Jurisdiction and exhibits		



748-000631-001



748-000632-001



748-000633-001



748-000634-001



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Barcode	Box #	Type of Document	Person(s)	Date Range
748-000635-001	5	Corporate Documents -- Colorado/New York/Montana Secretary of State and On-line		
A		Certificates of Merger, Agreement and Plan of Merger for Wayne Candies, Inc.; Pearce, Mayer & Greer, Inc.; Pix of America, Inc.; and other companies; Notices, Connecticut Secretary of State documents, Notice of Election or Appointment of Officer/Director		7/2
A		W.R. Grace & Co. and Fresenius National Medical Care Holding, Inc. Forms 8-K, 10-K's, 10-Q's, Proxy Statements, Annual Reports, Independent Auditors' Consent		
A		Lincoln County District Court -- Defendant's Brief in Support of Motion to Dismiss for Lack of Personal Jurisdiction		4/26/1999
A		New York Secretary of State Application to do business in New York, Tax Commission certifications, Certificate of Merger, Certificates of Change and Amendment of Application of Authority, Certificate of Incorporation, Biennial Statements for W.R. Grace and Fresenius National Medical Care Holdings, Inc.		12/15/1999 -- 3/0/2000
A		Web site: -- History, letter to Grace Shareholder, Libby Issues and Answer		4/9/1988
A		Articles of Amendment, Articles of Merger, Articles of Organization for Delka Corporation, Certificates of Change of Address, Change of Directors, Massachusetts corporation Annual Report		12/9/1974 -- 12/31/1998
A		Denver Public Library: newspaper economic information on corporations, Montana Department of Environmental Quality Web Page		1960 -- 2000
A		W.R. Grace & Co. File Review Summary re Libby Asbestos Timeline of Events		1881 -- 1999
A		KnowX.com, www.prnewswire.com, www.nytimes.com -- Business reports on W.R. Grace & Co., Sealed Air Corporation, Fresenius Medical Care Holdings		11/28/2000 -- 1/16/2001
A		www.fmc-ag.com -- Business reports, tax background checks on W.R. Grace & Co., Sealed Air Corporation		11/28/2000 -- 2/9/2001
A		Sealed Air Corporation: General Shareholder Information, news releases, 1998 Annual Report; Abner v. Asbestos Defendants civil proceedings in San Francisco County, California		1998 -- 4/27/2001
A		Kootenai Development Company Annual Report		2000
748-000636-001	6	Notebooks		
A		Finstad v. W.R. Grace and Company Appeal Exhibits		
A		Workers Dead from Asbestos Disease -- Exhibit 225		
A		Finstad v. W.R. Grace and Company Transcript of Proceedings		5/3/19
A		Marcor Remediation, Inc. Health and Safety Plan		
SE		Kootenai Development Company Flyway Property -- Final Removal Action Work Plan		
SE		Draft SAP for Remedial Investigation Contaminant Screening Study at Libby OU4		
SE		Kootenai Development Company Kootenai Bluff Property -- Final Removal Action Work Plan		7/12/2001



748-000635-001



4/26/1999

12/15/1999 -- 3/0/2000

4/9/1988

12/9/1974 -- 12/31/1998

1960 -- 2000

1881 -- 1999

11/28/2000 -- 1/16/2001

11/28/2000 -- 2/9/2001

1998 -- 4/27/2001

2000



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7/12/2001

**LIBBY ASBESTOS SITE  
BOX INDEX**

Barcode	Box #	Type of Document	Person(s)	Date Range
SF		Final Site Health and Safety Plan -- Screening Plant -- TO #4 prepared for U.S. Department of Transportation		6/20/2000
748-000637-001	7	<b>Specifications/Plans/Reports</b>		
SF		Libby Middle School Track Reconstruction -- Technical Specifications		10/12/2001
SF		Draft Libby Middle School Removal Action Work Plan		
SF		Libby Asbestos Project -- Stimson Lumber Company -- Draft Sampling and Analysis Plan		1/10/2001
SF		Libby High School Track Reconstruction -- Final Technical Specifications		1/10/2001
SF		Final Screening Plant Removal Action Plan		5/14/2001
SF		Final Work Plan -- Kootenai Bluff		5/14/2001
SF		Export Plant Final Removal Action Plan		5/14/2001
SF		Revised Proposal -- Planning and Logistics and Field Office Setup		6/14/2001
SF		Screening Facility Final Removal Action Plan		8/14/2001
SF		OU4 Final Sampling and Analysis Plan -- Contaminant Screening Study		4/0/2002
SF		Records of Deviation/Request for Modification		4/4/2002
SF		March 2000 Sampling Effort		3/0/2000
SF		Sample Results for Topsoil, Kalispell, Montana		5/15/2001
SF		Final Report RES 75788 -- 1 and 2 -- CDM Federal Programs -- Libby		7/18/2001
SF		Health and Safety Plan Form -- Residential and Service Sampling		12/7/1999
SF		Libby High School -- Equipment Replacement Summary Report		12/10/2001
SF		Site Visit Report by MWH		2/26/2002
SF		Project Work Plan -- Siefke and Browlee Properties		10/0/2001
SF		Project Work Plan -- Siefke and Browlee Properties -- Addendum #1		10/0/2001
SF		Work Plan -- Phase I Assessment -- Libby		12/0/1999
SF		Health and Safety Plan -- Inventory and Cleanup		7/0/2001
SF		Health and Safety Plan (former Railroad Loading Facility)		4/0/2001
SF		Project Work Plan -- Inventory and Cleanup		7/0/2001
748-000638-001	8	<b>Depositions and Exhibits</b>		
SF		Deposition and exhibits of Julie Yang		9/30/2002
SF		Documents related to Julie Yang's depo		
SF		Deposition and exhibits of Charles Young		
SF		Documents sent to EPA to attach to Elizabeth Anderson's Report		9/30
SF		Documents sent to EPA to attach to William Hughson's Report		



**748-000637-001**



**748-000638-001**



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Barcode	Box #	Type of Document	Person(s)	Date Range
748-000639-001	9	<b>Corporate Documents</b>		
SF		B03 Lincoln County -- corporate documents, deeds		12
SF		CO1 EPA -- Purchase and Sale Contract with Kootenai Development Company, corporate documents		10/17/1991
SF		CO2 -- Zonolite corporate documents		3/1963
SF		CO4 -- W.R. Grace & Co. Annual Reports		197
SF		CO5 Delaware -- Secretary of State corporate documents		3/31/1990
SF		CO6 Connecticut -- Secretary of State corporate documents		5/31/1929 -- 9/15/1969
748-000640-001	10	<b>Expert Report/Pleadings</b>		
SF		Fredric L. Quivik, Ph.D. Expert Report		
A		Defendant's Response to U.S.'s Motion for Partial Summary Judgment on Costs and on Defendant's Second Affirmative Defense		
A		Plaintiff's Brief in Opposition to Defendant's Motion to Dismiss for Lack of Personal		
A		Findings of Fact and Conclusions of Law re Motions of the Debtors and Asbestos Property Damage Committee to Exclude Evidence		
748-000641-001	11	<b>Corporate Reports/Agreements/Bankruptcy Brief/Title Search</b>		
SF		Corporate Officers and Directors of W.R. Grace and Company and Associated Entities prepared by Toeroek Associates		9/6/2001
SF		Interim Corporate Report A -- B03 Lincoln County Clerk and Recorder -- deeds to Kootenai Development Company		11/3/
SF		Interim Corporate Report B -- B03 Lincoln County Clerk and Recorder -- deeds to Kootenai Development Company		11/3/
SF		Interim Corporate Report A -- C01 EPA -- Plaintiff's Brief in Opposition to Defendant's Motion to Dismiss for Lack of Personal Jurisdiction and exhibits		
SF		Purchase and Sale Contract between W.R. Grace and Company and Kootenai Development Company		10/17/1994
A		W.R. Grace and Company's Informational Brief -- Chapter 11 in Bankruptcy Court		4/12/2001
A		Agreement and Plan of Reorganization between W.R. Grace and Company and Zonolite Company		2/21/2001
SF		Libby Asbestos Site Draft Title Search Report by Toeroek Associates		2/21/2001
SF		Preliminary Findings of W.R. Grace Corporate Structure by Toeroek Associates		1/8/2001



748-000639-001



748-000640-001



748-000642-001



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Barcode	Box #	Type of Document	Person(s)	Date Range
SF		Interim Corporate Report B -- CO1 EPA -- Plaintiff's Brief in Opposition to Defendant's Motion to Dismiss for Lack of Personal Jurisdiction and exhibits, Transaction Structure, Purchase and Sale Contract between W.R. Grace and Company and Kootenai Development Company		10/17/1994 -- 1/13/2000
SF		Interim Corporate Report A -- CO2 W.R. Grace and Company 1981 Facilities Audit		2/8/1982
SF		Interim Corporate Report B -- CO2 W.R. Grace and Company 1981 Facilities Audit		2/8/1982
A		Interim Corporate Report A -- CO4 www.freeedgar.com -- Registration Statement, Fresenius Medical Care Holdings Inc./NY 10-K 1995		3/29/1996 -- 3/13/1998
A		Interim Corporate Report A -- CO4 www.freeedgar.com -- W.R. Grace and Company 2000 Annual Report		4/16/2001
A		Fresenius Medical Care Holdings Inc./NY 1996 Annual Report		3/31/1997
A		Interim Corporate Report B -- CO4 www.freeedgar.com -- W.R. Grace and Company 2000 Annual Report		4/16/2001
A		Sealed Air Corp/DE 2000 Annual Report		3/23/2001
A		Fresenius Medical Care Holdings Inc./NY 2000 Annual Report		4/2/2001
A		W.R. Grace and Company 2000 Annual Report		4/16/2001
A		Interim Corporate Report B -- CO4 www.freeedgar.com -- W.R. Grace and Company Registration Statement		3/13/1998
A		W.R. Grace and Company 1998 Annual Report		3/29/1999
A		Fresenius Medical Care Holdings Inc./NY 1995 Annual Report		3/29/1996
748-000642-001	12	Corporate Interim Reports		
A		Corporate Interim Reports		
748-000643-001	13	Corporate Report/Trial Experts		
A		W.R. Grace Draft Interim Corporate Report		
A		W.R. Grace's Designation of Experts		8/30/2002
SF		W.R. Grace's reports and rebuttal from the following experts: Elizabeth Anderson; EPA's Response to comment from Elizabeth Anderson; Henry Anderson, R.E. Bartelt, Eric Chatfield, Thomas, Dahl, G. Hughson, D.R. Jensen, Richard Lee, J. Lockey		
A		U.S.'s Designation of Experts		
SF		U.S.'s report and rebuttal from the following experts: Arnold Brody, James Lockey, Gregory Meeker, Suresh Moolgavkar		











748-000641-001



748-000643-001



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Barcode	Box #	Type of Document	Person(s)	Date Range
748-000644-001	14	<b>Rebuttal Experts</b>		
SF		U.S.'s reports and rebuttals from the following experts: James Millette, R.M. Turkewitz, Alan C. Whitehouse, W.R. Wright, Charles Young		7/2/02  748-000644-001
SF		U.S.'s designation of rebuttal experts and rebuttal reports from: H. Anderson, R.J. Lee Group, Inc., Gregory P. Meeker, James Millette, Rob Turkewitz		7/3/02 
SF		Oral histories relied upon in Expert Report of Fredric L. Quivik, Ph.D. Folders 1-4		4/26/02 -- 5/22/02
748-000645-001	15	<b>Depositions and Exhibits</b>		
SF		Elizabeth Anderson		9/27/2002
SF		Richard Bartelt		9/24/2002
SF		David Croce		9/27/2002
SF		Stephen Dearwent, Jr.		
SF		Dannie Middleton		 748-000645-001
SF		Jeffrey Lybarger		
SF		Harry Eschenbach		
SF		William Hughson		
SF		William Hurley		8/10/2002
SF		Dale Jensen		9/20/2002
SF		Kathleen Kirkland		9/6/2002
SF		Michele Koppelman		9/4/2002
748-000646-001	16	<b>Depositions and Exhibits</b>		
SF		Richard Lee -- File 2 of 2		
SF		James Lockey		
SF		John McGuiggin		 748-000646-001
SF		Gregory Meeker		
SF		James Millette		
SF		Eric Moeller		
SF		Sureh Moolgavkar		9/30/2002
SF		Mark Owens		8/16/2002
748-000647-001	17	<b>Depositions</b>		
SF		Deposition of Paul Peronard		
SF		Deposition of Fredric Quivik		 748-000647-001
SF		Deposition of Lester Skramstad		
SF		Deposition of Alan Stringer		

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Barcode	Box #	Type of Document	Person(s)	Date Range
SF		Deposition of Timothy Wall		8/13/2002
SF		Deposition of Christopher Weis		9/12/2002
SF		Deposition of Alan Whitehouse		9/6/2002
SF		Deposition of Robert Wilkins		6/27/2002
SF		Deposition of Colette Wilson		9/17/2002
SF		Deposition of Jack Wolter		9/12/2002
SF		Deposition of Wiley Wright		9/5/2002



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Barcode	Box #	Type of Document	Person(s)	Date Range
748-000648-001	2	Julie Chi-Sun Yang, Ph.D. Depositions and Exhibits		
SF		17 depositions		12/20/1978 – 7/29/1998



748-000648-001



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Barcode	Box #	Type of Document	Person(s)	Date Range
<b>PRIVILEGED -- TRIAL PREPARATION</b>				
748-000649-001 A	1	W.R. Grace Bankruptcy Privilege Logs Privilege logs		9/25/95
748-000650-001 A	2	Trial Preparation Also labeled box 5 which is part of set of 31 boxes. See index for 31 boxes for contents description.		
748-000651-001 SF SF A A A SF SF A A SF SF A A A A A SF SF A	3	Trial Preparation #11 Demos, Libby PPP1-Stereo-PLM.ppt Graphics, graphs, #31 and #106 exhibits James Millette handwritten professional background as it relates to Libby 2 CD's: #12 and #36 Libby exhibits Set 1: 2 of 2 invoices, time sheets Draft and finalized EPA's Response to Comments Received on the Second Supplement to the Export/Screening Plant Administrative Record Holly Shook's memo and case law for EPA's Response to comments re Second Supplement to Export/Screening Plant, diskette of Shook memo re answer to W.R. Grace's Interrogatory 31 Set 1: 1 of 2-Toeroek Associates timesheets Toeroek Associates correspondence and time sheets Dr. Eric J. Chatfield's Analysis re Vermiculite Published articles on asbestos in dust Case law Julie C. Yang, Ph.D. deposition Dr. Richard J. Lee deposition Handwritten notes for Trial Management Order re exhibits; draft TMO Plan for Objections, exhibits, Libby database instructions Correspondence with marginalia between attorneys re exhibits Handwritten trial database basics Print-outs from exhibits database Cause and effect trial preparation, Defendant's exhibits list, table of comments on certain 2002 EPA Revised Scenario Samples Printed copies of cost effects slides, paper by Dr. Wylie re discriminating amphibole cleavage fragments from asbestos, article re lung tumors and asbestos Article by Dr. Chatfield re TEM specimens		9/24/95 12/9/95 12/18/2000 4/2/2000 -- 1/2/2002 6/24/1905 7/25/2002 2/7/2000 -- 11/27/2002 9/4/2000 4/9/2002 8/21/2002 10/17/2000 9/11/2002 11/25/2002 9/11/2002 1976 -- 9/18/2002 12/10/2002 6/17/1905 8/0/1990



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Barcode	Box #	Type of Document	Person(s)	Date Range
A		Case law, EPA definition of hazardous substances under CERCLA		
A		Toeroek Associates' Initial Comments on document review		6/1/2001
A		Miscellaneous notes re exhibits and voir dire		4/3/1979 – 11/17/2002
A		Draft notes in preparation of Chatfield deposition		
SF		Chatfield analysis of TEM asbestos samples		9/25/2002
A		Table of Lee deposition exhibits, case law, deposition notes for questioning		
SF		W.R. Grace memo re higher fiber counts with binder		8/22/1980
A		Order re Sealed Air Corporation's motion to extend expert reports deadline		8/21/2002
A		Deposition exhibit lists and related documents		5/9/2002 – 9/20/2002
748-000652-001	4	<b>Reports/Studies/Testimony/Analyses</b>		
A		Handwritten notes		
A		Handwritten notes on Meeker and Millette Expert Reports, etc.		
A		Libby Asbestos Site Administrative Record Index, Libby trial database entry sheets -- Administrative Record documents, Special Collections Index		11/11/2002
A		Cost documentation for Remedial Administrative Record		11/19/2002
A		Itemized Cost Summary (superseded)		10/1/1999 – 12/31/01
A		Draft memo to EPA from Toeroek Associates re Libby Personnel, handwritten notes		2/5/2001
A		EPA Work Performed lists		11/7/2002
A		Case law in 9th Circuit re exceptions to the Administrative Record		
A		Matt's trial exhibits -- Kathleen Rest testimony		7/31/2001
SF		Lee -- EPA error sheets; Lee -- List of exemplars of Count Sheets		7/6/2000 -- 9/23
SF		Letter from Michael Beard of EPA to Sally Sasnett of EPA re misrepresentation of analytical results for asbestos in bulk materials		11/3/1992
A		USA Today article by Lee re high levels of asbestos in dust are an indicator of the need for cleanup		2/12/2002
A		Bureau of Mines Health Study on asbestos dust		4/31973 -- 4/12/1973
A		Health and Safety Report -- Asbestos Dust Survey Report		10/19/1971 -- 10/21/1971
A		Chatfield report: "Asbestos Measurements in Workplaces and Ambient Spaces"		
SF		Data Comparison of asbestos fibers		
SF		Asbestos Fiber Reentrainment During Dry Vacuuming and Wet Cleaning of Asbestos-contaminated Carpet		5/0/1991
SF		Libby Sample Results Summary Report		8/13/2002
SF		TEM Asbestos Structure Count		8/6/2001
SF		Phase 1 Quality Assurance Project Plan -- Environmental Monitoring for Asbestos		1/4/2000
SF		Phase 2 Quality Assurance Project Plan -- Environmental Monitoring for Asbestos		3/0/2001



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Barcode	Box #	Type of Document	Person(s)	Date Range
SF		W.R. Grace comments on Administrative Record for Export Plant and Screening Plant Removal Actions and WRG letter to EPA		3/24/1983 – 2000
A		A study of the Reproducibility of the Micro-Vac Technique by Hatfield, et al.		
A		Asbestos in Public and Commercial Buildings by Health Effects Institute		1991
SF		W.R. Grace memo re controlled drop air sampling on 7/23/1976 and drop test results		8/5/1976
A		"A Modeling Approach to Estimate Community Exposures to Airborne Asbestos Concentrations from Reentrained Road Dust" by Kira Lynch		7/31/1995
SF		Resume and expert report by Gregory P. Meeker, "The composition of asbestiform amphibole...results...analysis"		7/31/2002
A		Comments on Proposed Rulemaking on Measuring and Controlling Asbestos Exposure		6/27/2002
A		Kathleen Rest testimony re Workplace Exposure to Asbestos		7/31/2001
A		In USA Today by Lee – dust needs cleaning		2/12/2002
SE		Mel and Lerah Parker letter re tailing material from the roadway is a toxic hazardous material		1/20/2001
SE		Photocopies of road photos from the Parkers		4/25/0000
SE		Letter from Benjamin Wake to Public Health Service		9/12/1956
SE		Christopher Weis/EPA letter to W.R. Grace re methodology for analysis		4/4/0000
SE		Chris Weis memo to Paul Peronard re residual contamination		5/17/2000
A		Memo re tremolite problem from Wood to Brookes, et al.		5/24/1977
SF		W.R. Grace memo re lightweight fertilizer customer fiber exposures		1/27/1978 – 2/15/1978
SF		Wylie's report, "Discriminating Amphibole cleavage fragments from Asbestos: Rationale and Methodology"		11/0/1990
SF		Julie C. Yang's report, "Characterization and Preparation of Respirable Sized Tremolite Fiber and Vermiculite for Animal Studies"		4/8/1976
A		Ahn, et al. report, "Microstructures and fiber-formation mechanisms of crocidolite asbestos"		1991
SE		Amandus, et al. report on vermiculite miners and millers exposed to tremolite-actinolite		1987
A		Department of the Interior "Contributions to Economic Geology" papers and reports		1928
A		Selected Silicate Minerals and their Asbestiform Varieties by Campbell, et al.		
SE		Health Effects of Tremolite by Bruce Case		
SE		Demos of amphiboles		
SE		Meeker Administrative Report summary fo Libby amphibole mineralogy		7/3/2001
A		Veblen's report "Anthophyllite asbestos"		1980
A		Wylie's report, "The Habit of Asbestiform Amphiboles"		
A		Phase contrast microscopy		5/20/1977
SE		Yang's report, "Characterization..."		4/8/1976
A		Deposition Notes: handwritten		
A		Drafts of EPA Response to W.R. Grace Comments re Supplement to Export/Screening Plant		

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Barcode	Box #	Type of Document	Person(s)	Date Range
<del>A</del> <del>A</del>		Affidavit sample, e-mail re privilege logs		9/30/2002
		Outstanding cost issues		
748-000654-001	6	<b>Articles/Lists of Exposed Individuals/Calendar Schedules</b>		
<del>A</del> <del>A</del> <del>A</del>		"Examination of Vermiculite for the Presence of Asbestos Fibres" by Eric J. Chatfield, et al. of Ontario Research Foundation		10/0/1979
		Richard J. Lee's article, "Dust and Airborne Concentrations--Is There a Correlation?"		
		Fowler and Price article, "Some Statistical Principles in Asbestos Measurement and their Application to Dust Sampling and Analysis"		
<del>SF</del> <del>SF</del> <del>SF</del> <del>SF</del> <del>SF</del> <del>SF</del> <del>SF</del> <del>SF</del> <del>A</del> <del>A</del> <del>A</del> <del>SF</del>		Revised Preliminary Draft by Versar, Inc. re Asbestos Exposure Assessment for Attic Vermiculite Insulation		6/28/2001
		List of exposed individuals and their pertinent information		
		Updated exposed individuals and their pertinent information		9/24/2001
		Updated Sampling List -- Libby Asbestos		11/14/2001
		Updated Sampling List -- Libby Asbestos		11/13/2001
		List of Properties to Be Sampled -- Category I		8/1/2001
		Clinton Maynard -- action items		12/30/2001 -- 4/10/2001
		Duc Nguyen -- schedule		8/13/2001 -- 11/9/2001
		Paul Peronard -- schedule		8/8/2001 -- 11/16/2001
		Chris Weis -- schedule		8/8/2001 -- 8/10/2001
		Updated Listening Summary -- Libby Asbestos		11/13/2001



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**LIBBY ASBESTOS SITE** *December*  
**BOX INDEX - Set of 31 Delivered to DocuVault November 2006**

Barcode	Box #	Type of Document	Person(s)	Date Range
748-000655-001	1	<b>Motions / Pleadings / Court Filings</b>		
A		Defendants' Response to United States' First Set of Interrogatories, Requests for Production of Documents, & Requests for Admission		1/23/21
A		Defendants' Second Set of Interrogatories & Requests for Production of Documents		3/14/21
A		Defendant Kootenai Development Corporation's Answer re: Statement of the Case, Jurisdiction, Venue, and Defendants		6/12/21
A		Defendant W.R. Grace & Co.-Conn.'s Answer to the Allegations re: Statement of the Case, Jurisdiction, Venue, and Defendants		6/12/21
A		Defendants' Third Set of Requests for Production of Documents		7/11/2002
A		United States' Designation of Rebuttal Expert Nelson H. Shapiro		9/25/2002
A		Defendants' Response to United States' Motion for Partial Summary Judgment on Response Costs and on Defendants' Second Affirmative Defense; Vol. 1 of 1		10/11/2002
A		United States' Motion for Partial Summary Judgment on Response Costs and on Defendants' Second Affirmative Defense; Vol. 1 of 3 - Exhibits 1-22; Vol. 2 of 3 - Exhibits 23-30; Vol. 3 of 3 - Exhibits 31-42		10/31/2002
A		United States' Reply to Defendants' Response to Motion for Partial Summary Judgment on Response Costs and Defendants' Second Affirmative Defense		11/11/2002
A		Order re: Scope and Standard of Review of United States' Reply to Defendants' Response to Motion for Partial Summary Judgment on Response Costs and Defendants' Second Affirmative Defense		11/13/2002
A		Defendants' Supplemental Response to United States' Interrogatories		11/15/2002
A		Order re: Costs Incurred; Prejudgment Interest; Declaratory Judgment on Liability re: Subsequent Response Costs or Damages		12/19/2002
A		Draft Pretrial Order-Statement of the Case		
748-000656-001	2	<b>Motions / Pleadings / Court Filings</b>		
A		Defendants' Revised Proposed Findings of Fact and Conclusions of Law		12/31
A		Defendants' Motion for Reconsideration		12/31
A		Defendants' Revised Genuine Issues of Material Fact Including Fed.R.Civ.Proc. 56(f) Facts Discovered After October 31, 2002 Related to United States' Motion for Partial Summary Judgment on Defendants' Third Affirmative Defense with Exhibits Vol. 1-11		12/31/2002
748-000657-001	3	<b>Expert Reports / Rebuttal Reports</b>		
A		Designation of Rebuttal Experts (Tom Dahl, Wiley Wright III, Charles Young) with Rebuttal Reports	Tom Dahl, Wiley Wright, III, Charles Young	



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**BOX INDEX - Set of 31 Delivered to DocuVault November 2006**

Barcode	Box #	Type of Document	Person(s)	Date Range
A		Defendants' Rule 26(a)(2) Expert Disclosures with Attached Reports of Elizabeth L. Anderson, Suresh Moolgavkar, Richard Bartlett, Eric Chatfield, Dale Jensen	Elizabeth Anderson, Suresh Moolgavkar, Richard Bartlett, Eric Chatfield, Dale Jensen	
A		Wiley Wright, III - Cost Report	Wiley Wright, III	
A		Wiley Wright, III - Updated Exhibits & Expert Accounting Report	Wiley Wright, III	
A		Charles Young Expert Witness Report & Supporting Documents	Charles Young	
A		Defendants' Witness List		
		<b>Exhibit Lists &amp; Related Documents</b>		
A		Defendants' Exhibit List; Deposition Exhibit Lists & Related Documents; Exhibit Index for Libby Asbestos Site; Miscellaneous Notes re: Exhibits & Voir Dire Information		
748-000658-001	4	<b>Exhibit List &amp; Related Documents</b>		
A		Plaintiffs' (Potential) Exhibits		
748-000659-001	5	<b>Depositions / Exhibits</b> <i>marked as Box 2 of 6 also</i>		
650		Harry Eschenbach - Amendment to Deposition; Deposition Exhibits	Harry Eschenbach	10/18/2006
		Julie Yang - Deposition Questions and Supporting Documents; Potential Julie Yang Deposition Exhibit Report	Julie Yang	
748-000660-001	6	<b>Depositions / Exhibits</b> <i>- missing maybe same as 650 - DOJ Box 10/1</i>		
		Julie Yang - Depositions and Exhibits Vol. 1-5; Additional Julie Yang Deposition Documents		
748-000661-001	7	<b>Privilege Logs &amp; Related Documents</b>		
A		W.R. Grace Initial Privilege Logs		
A		Bankruptcy Privilege Logs (Toeroek Assoc.); Privilege Logs (Toeroek Assoc.)		
A		List of Privilege Log #1 Missing Documents		
A		Libby #2 Stamps for Document Review		
748-000662-001	8	<b>Cost Documentation &amp; Related Documents</b>		
A		EPA Work Performed Lists	Contractors; IAG; SAC	11/7/2006
A		Direct Labor Charge Support	Toeroek Associates, Inc.	02/01/00 -
A		Costs (Itemized, Indirect, Regional & HQ Travel)		10/01/99 -
A		Cost Documents for Remedial AR		11/19/
A		Special Project/All Inclusive Report		10/01/99 -
A		All Inclusive Cost Report		10/01/99 -
748-000663-001	9	<b>Cost Documentation &amp; Related Documents</b>		
A		Itemized Cost Summary		10/01/99 -

**DOCVault** 748-000658-001  
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**BOX INDEX - Set of 31 Delivered to DocuVault November 2006**

Barcode	Box #	Type of Document	Person(s)	Date Range
A		Original CRP Summaries		all time frames
A		Regional Payroll		2000-2001
A		HQ Payroll; Regional Travel		10/01/99 - 06/30/0
A		Regional Travel		07/01/01 - 12/31/01
A		Regional Travel		07/01/01 - 12/31/01
				07/01/01 - 12/31/01
748-000664-001	10	<b>Cost Documentation &amp; Related Documents</b>		
A		Regional Travel (Duc Nguyen; David Ostrander)		
A		Regional Travel (Paul Peronard)		
A		Regional Travel (Douglas Skie; Sam Vance; John Wardell; Chris Weis)		
A		Travel Vouchers (Chris Weis; David Williams; William Yellowtail)		
748-000665-001	11	<b>Cost Documentation &amp; Related Documents</b>		
A		HQ Travel (Philip Campagna; Sandra Connors; John Gilbert; Joseph Laformara; David Mickunas; Patricia Smith; Victoria VanRoden)		
A		Travel (Oscar Tarrago; Maria Teran-Maciver; Glenn Tucker; Pam Tucker; Timothy Walker; Jill Welch; John Wheeler; Sandra Whitehouse; Patrick Young; Danny Yu)		
A		ATSDR Payroll; Travel Expense Reports (Steve Blackwell; Sharon Campolucci; Caroline Cusack; Steve Dearwent; Dan Holcomb; Myrna Lundy; Jeff Lybarger; Tom Mignone; Chris Poulet; Dan Strausbaugh)		
A		ATSDR Travel Vouchers (Sharon Campolucci; Steve Dearwent; Donna Garland; Dan Holcomb; Wendy Kaye; Susan Kess; Michael Levin; Jeff Lybarger; Dan Middleton; Tom Mignone; Susan Muza; Laura Northern; Chris Poulet; Oscar Tarrago)		
A		ATSDR Cost Recovery Time Sheet & Travel Vouchers; NORC Task Request Report; SRC Vouchers; CDC Supply/Service Orders		
A		ATSDR Payroll Expense Report/Cost Recovery Time Sheets		
A		Expense Reports, Travel Vouchers, Records of Activities, Website Info.; SRC Costs; ATSDR Health Consultation Reports; IAG - EPA & ATSDR; ATSDR Payroll Expenses Reports & Timesheets; SRC Task Request		
748-000666-001	12	<b>Cost Documentation &amp; Related Documents</b>		
A		Work Performed Documents; IAG - ATSDR Funding, Indirect, Timekeeping		
A		Work Performed Documents - Toeroek Associates, Inc.; TechLaw, Inc.; USGS; ISSI		
A		VOLPE/DOT Progress Reports & Invoices		
A		VOLPE/DOT Progress Reports & Invoices		
A		Work Performed Documents - Lockheed Martin; URS; IT Corp.		
748-000667-001	13	<b>Cost Documentation &amp; Related Documents</b>		
A		Cost Package Blowbacks of Images from CP Database		



**748-000664-001**



**748-000665-001**



**748-000666-001**



**748-000667-001**



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Barcode	Box #	Type of Document	Person(s)	Date Range
A		Work Performed Documents - ARC; EMSL; ISSI - Misc. Costs		
A		Work Performed Documents - EPA Indirect Rate Info.; POLREPS; Guidance Docs./Annual Allocation; Finance Work Papers		
A		CRP - Toeroek Associates, Inc./ Purchase Vouchers & Services; IAG - EPA & DOI (USGS); Navy (ISSI) IAG; DOT/VOLPE IAG; ATSDR IAG		10/01/99 - 06/30/01
A		START - URS / Vouchers, Annual Allocation Report; IT Corp. / Tech. Support & Site Eval.; DynCorp / Purchase Vouchers & Services; Apparatus Sales; ISSI / Costs; LeHigh Univ. / Invoices; Parkers Settlement (03/20/01); SRC / Invoices		
748-000668-001	14	<b>Cost Documentation &amp; Related Documents</b>		
A		ATSDR / Travel Vouchers, Expense Reports, Time Sheets, IAG EPA & DHHS/ATSDR Payroll Expense Report, Cost Recovery Time Sheet; Lockheed Martin / Vouchers		
A		Travel Vouchers, Expense Reports, Time Sheets		
A		ATSDR / Supplements (Expense Reports, Time Sheets, Travel Vouchers)		07/01/01 -
A		ATSDR Supplement		5/28/02
748-000669-001	15	<b>Cost Documentation &amp; Related Documents</b>		
A		VOLPE Daily Reports		
A		Superfund Indirect Costs Rates		
A		Work Performed List / Contractors		07/01/01 - 1
748-000670-001	16	<b>Corporate Report &amp; Related Documents</b>		
SF		Libby Asbestos Site Corporate Report		
SF		<b>Miscellaneous</b>		
SF		Libby Asbestos Site Section 107 Referral and Related Documents		
SF		DOJ Correspondence		
SF		Kelcey Land - Emails & Notes re: Libby (2 folders)		
SF		Sampling Plan - QAPP Revision 1		02/00
748-000671-001	17	<b>Miscellaneous</b>		
SF		Comments re: EPA's Proposal to Place Libby, Montana on the National Priorities List (2 folders)		4/29/200
SF		Action Memo Requesting Ceiling Increase (memo; transmittal; supporting documents)		
748-000672-001	18	<b>Miscellaneous</b>		
A		Minnesota Corn Processors, LLC 104(e) Information Request Response		9/28/200
SF		Supplemental Documents from 10/12 Letter from Lund (Grace) re: 6th 104(e) Information Request		
A		Miscellaneous Documents - Drafts & Research		

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**docuVAULT** 748-000670-001  
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**docuVAULT** 748-000671-001  
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Barcode	Box #	Type of Document	Person(s)	Date Range
748-000673-001	19	<b>Miscellaneous</b>		
SF		Correspondence and Exhibits re: EPA Letter to Grace re: Grace Comments on Original AR (2 folders)		12/28/2001
SF		Drafts of EPA Response to Grace Comments re: Supplement to the Export/Screening Plant AR		
SF		EPA's Response to Comments re: 2nd Supplement to the Export/Screening Plant AR (research; supplemental documents; drafts)		
SF		Attachments to EPA's Response to Comments Received on the 2nd Supplement to the Export/Screening Plant AR		
A		Caselaw for EPA Response to Comments re: the 2nd Supplement to the Export/Screening Plant AR		
748-000674-001	20	<b>Miscellaneous</b>		
SF		Libby Supplement #2 - AR Index & Images (CD)		
SF		Libby Export/Screening Plant AR Index & Images (CD 1); Supplemental AR #1 Index & Images (CD 1; CD 2)		
SF		SDMS Records Index - Export/Screening Plant AR; Supplemental AR #1; Supplemental AR #2		
SF		Asbestos - Fiber Related Information (pictures; charts etc.)		
A		EPA Issue Tag Entry Sheets for Trial Database		
SF		Special Collections Index / Public Document Index & Images (CD1; CD2; CD3; CD4)		
A		Site Assessment - Final Report re: Vermiculite Removal (Shilo, Manitoba)		4/1
A		Case Management Timeline		4/1
A		Hazardous Substance Caselaw		
A		Database Initial Comments		6/1/2001
748-000675-001	21	<b>Miscellaneous - CDs (Libby Asbestos Site)</b>		
A		Export/Screening Plant AR - Index & Images (CD 1 - 1 copy)		Recorded 02/11/02
A		AR Supplement #2 - Index & Images (4 copies)		Recorded
A		AR Supplement #1 - Index & Images (CD 1 - 9 copies; CD 2 - 11 copies)		Recorded
A		<b>Miscellaneous - CDs - Old Versions (missing action memos)</b>		
A		AR File / Export/Screening Plants		Released
A		Export/Screening Plant AR		Updated
A		Export/Screening Plant - Document Index with Images		12/4/2001
A		Export/Screening Plant AR		12/4/2001
A		Export Screening Plant - Document Index		12/4/2001



**748-000673-001**



**748-000674-001**



**748-000675-001**



**LIBBY ASBESTOS SITE**  
**BOX INDEX - Set of 31 Delivered to DocuVault November 2006**

Barcode	Box #	Type of Document	Person(s)	Date Range
A A A A A A A A A A A A A A A A		Miscellaneous- CDs (Libby Asbestos Site)		
		Invoice Database - Self-Executing (WA 2ESS-99-0018)		3/1/2001
		Invoice Database - Compatible w/ Access '97 (WA 2ESS-99-0018)		3/1/2001
		Invoice Database - Compatible w/ Access '00 (WA 2ESS-99-0018)		3/1/2001
		Libby Asbestos Database - Camp Dresser & McKee (V1-121201)		12/12/2001
		Libby Version 1 Snapshot - Libby Asbestos DB Snapshot - Camp Dresser & McKee		12/23/2002
		Libby Asbestos DB Snapshot - Camp Dresser & McKee		3/15/2002
		Libby Asbestos DB Snapshot - Camp Dresser & McKee		5/6/2002
		Libby 2 Asbestos DB Snapshot - Camp Dresser & McKee		5/6/2002
		Libby 2 Asbestos DB Snapshot - Camp Dresser & McKee		8/5/2002
		Facilities CDs (1 set)		
		Releasable Grace DB CDs (2 sets)		
		Privilege Grace DB CDs (1 set)		
		CBI Grace DB CDs (1 set)		
		CBI-Priv DB CDs (1 set)		
		Database CDs - Fac. CBI-Priv; Fac. Releasable; CBI-Priv DB; CBI DB; Release 4 DB		
748-000676-001	22	Miscellaneous - Video Tapes (2 sets) & CD containing site pictures		
A A A A A A A A A A A A A		Tape 1: Welcome - Keynote Part 1 & Part 2; Asbestos Related Illness; Long Term Health Care Q & A; Asbestos and Loss; Risk Assessment		
		Tape 2: Cut 1: Smoking Cessation Session; Cut 2: Thursday Evening Keynote Session		
		Tape 3: Cut 1: Living with Asbestos Related Illness Session		
		Tape 4: Cut 1: Living with Asbestos Related Illness Session - Medical Aspects		
		Tape 5: Cut 1: Alternative Stress Management		
		Tape 6: Cut 1: EPA Site Assessments		
		Tape 7: Cut 1: Occupational vs. Non-Occupational Exposure		
		Tape 8: Cut 1: Information on Environmental Sampling		
		Tape 9: Cut 1: Asbestos Information for the Homeowner		
		Tape 10: Cut 1: Asbestos & Children		
		Tape 11: Cut 1: Stress Management Workshop		
		Tape 12: Cut 1: Medical Screening & Testing		
		Tape 13: Cut 1: Progress of Clean-Up Activities; Cut 2: What's Next After the Feds Leave Libby?; Cut 3: Conference Wrap-Up		
748-000677-001	23	Miscellaneous - VOLPE Supplemental Information copied by On-Site Sourcing		
A A A A		1 audio cassette tape		
		4 3 1/2" disks		
		17 mini DV (digital video) cassettes		
		28 CDs (according to enclosed transmittal letter, there should be 35 CDs)		



748-000676-001



748-000677-001



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Barcode	Box #	Type of Document	Person(s)
A		17 VHS tape (same as Box #22)	
748-000678-001	24	<b>Miscellaneous - MAPS</b>	
SE		Libby, MT - Version 2 Database ERD / Libby 2	
SE		Fibers	
SE		Fiber Case Notes	
SE		Loading Facility, Export Plant, Screening Plant	
SE		Export Site	
SE		1A Screening Plant	
SE		1B Screening Plant - Grid & Sampling Results Overlay	
SE		1C Screening with Grid, Results, Excavation Location & Soil Quantity	
SE		2A KDC/Owen's Property - So. Of Parker's Property	
SE		2B KDC/Owen's Property - So. Of Parker's Property	
SE		2C KDC/Owen's Property - So. Of Parker's Property with location EAC	
SE		3A Loading Aerial	
SE		3B Loading Facilities with Locations	
SE		Figure 1: W.R. Grace Corporate Mergers & Reorganizations	
		(Boxes 25-31 are Matt Cohn's Documents)	
748-000679-001	25	<b>Motions / Pleadings / Court Filings (Matt Cohn's Box)</b>	
A		Order	
A		Certification of Indices of Documents Comprising the Administrative Record (w/ attached indices)	9/6/2001
A		Defendant's Notice of Deposition of James Millette	9/16/2002
A		Declaration of Phillip D. Elbeck	9/23/2002
A		Defendants' Statement of Genuine Issues of Material Facts Related to United States' Motion for Partial Summary Judgment on Defendants' Third Affirmative Defense	9/25/2002
A		Order re: Motion to Reschedule Pretrial Conference Date	10/31/2002
A		Order re: Scope and Standard of Review	11/12/2002
A		Defendants' Supplemental Response to United States' Interrogatories	11/12/2002
A		Order re: Discovery and In Limine Motions	
A		Defendants' Revised Supplemental Response to United States' Interrogatories	
A		Final Pretrial Order	
A		Defendants' Notice of Deposition of Paul Peronard	
A		United States' Submission of Proposed Findings of Fact and Conclusions of Law	
A		United States' Notice of Filing the Proposed Findings of Fact and Conclusions of Law on the Administrative Record and Liability and Costs	12/9/2002
A		United States' Proposed Findings of Fact and Conclusions of Law (Liability and Costs)	12/9/2002



748-000688-001



748-000678-001



748-000686-001



748-000687-001



748-000679-001



**LIBBY ASBESTOS SITE**  
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Barcode	Box #	Type of Document	Person(s)	Date Range
A		Proposed Findings of Fact and Conclusions of Law (Administrative Record)		12/9/2002
A		Defendants' Notice of Intent to Use CD-Rom Media for Exhibits (W.R. Grace and Kootenai Development)		12/9/2002
A		Defendants' Notice of Intent to Use Realtime Transcription (W.R. Grace and Kootenai Development)		12/9/2002
A		Defendants' Submission of Proposed Findings of Fact and Conclusions of Law		12/9/2002
A		Defendants' Proposed Findings of Fact and Conclusions of Law		12/9/2002
A		Order		12/19/2002
A		Defendants' Notice of Deposition of Chris Weis		12/20/2002
A		Defendants' Revised Genuine Issues of Material Fact Including Fed.R.Civ.Proc. 56(f) Facts Discovered After October 31, 2002 Related to United States' Motion for Partial Summary Judgment on Defendants' Third Affirmative Defense		12/31/2002
A		Defendants' Motion for Reconsideration		12/31/2002
A		Defendants' Revised Proposed Findings of Fact and Conclusions of Law		12/31/2002
A		United States' Motion to Exclude the Testimony of Mr. Richard E. Bartelt	Richard E. Bartelt	12/31/2002
A		Defendants' Response to United States' Motion for Clarification of December 19, 2002 Order		1/2/2003
A		Defendants' Response to United States' Supplemental Motion and Brief <u>In Limine</u> to Exclude the Expert Testimony of Dale Jensen		1/2/2003
A		Bankruptcy Filings		
A		Drafts and Undated Documents		
A		<b>Expert Reports / Rebuttal Reports</b>		
SF		Eric Chatfield - Expert Report	Eric Chatfield	8/30/2002
SF		Greg Meeker - Expert Report / Notes	Greg Meeker	
A		Dale R. Jensen - Expert Report	Dale R. Jensen	8/30/2002
748-000680-001	26	<b>Expert Reports / Rebuttal Reports (Matt Cohn's Box)</b>		
SF		Richard J. Lee - Expert Report with Supporting Documents	Richard J. Lee	7/2
748-000681-001	27	<b>Witness Files &amp; Related Documents (Matt Cohn's Box)</b>		
SF		Greg Meeker	Greg Meeker	
A		Defendant's Witness List		
A		Plaintiff's Witness List		
A		<b>Exhibit Lists &amp; Related Documents</b>		
A		Defendant's Exhibits (Lists) & Documents		
A		Trial Exhibits		
A		Exhibit Information		



748-000680-001



748-000681-001



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Barcode	Box #	Type of Document	Person(s)	Date Range
SE		<b>Depositions &amp; Related Documents</b>		
SE		Elizabeth Anderson	Elizabeth Anderson	
SE		Eric Chatfield	Eric Chatfield	
SE		Richard J. Lee	Richard J. Lee	
SE		Earl D. Lovick	Earl D. Lovick	
SE		James R. Millette	James R. Millette	
SE		Paul Peronard	Paul Peronard	
SE		Chris Weis	Chris Weis	
SE		Julie Yang	Julie Yang	
SE		Charles Young	Charles Young	
A		Deposition Notes		
748-000682-001	28	<b>Privilege Logs &amp; Related Documents (Matt Cohn's Box)</b>		
A		Defendant's Privilege Log & Related Documents		
A		Plaintiff's Privilege Log		
		<b>Cost Documentation &amp; Related Documents</b>		
A		Financial Information for Trial		04/01.
A		IT Group Audits		02/00.
A		IAG Progress Report (DOT)		11/19/2002
A		RA Project Evaluation Form		2002
748-000683-001	29	<b>Miscellaneous (Matt Cohn's Box)</b>		
SE		Residential Tracking and Sampling Lists		
SE		List of Properties to be Sampled		
SE		Sampling Information		
A		Concordance Information		
A		Settlement Discussion Documents		
A		FOIA Requests		
A		Correspondence		
A		Notes & Pictures		
A		Emails & Reports		
A		Caselaw re: Exceptions to the Administrative Record		
748-000684-001	30	<b>Miscellaneous (Matt Cohn's Box)</b>		
A		Material from the "Conference on Asbestos and Public Health"		01
A		Articles, Reports, Research		
SE		Phase 2 Sampling and Quality Assurance Project Plan (QAPP)- Revision 0		



748-000682-001



748-000683-001



748-000684-001



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Barcode	Box #	Type of Document	Person(s)	Date Range
<b>SA</b>		Sampling and Quality Assurance Project Plan (QAPP)- Revision 1		
		Articles, Reports, Research		
748-000685-001	<b>31</b>	<b>Miscellaneous (Matt Cohn's Box)</b>		
<b>SF</b>		Comments re: Export/Screening Plant Removal Action Administrative Records & Related Documents		9/28
<b>SF</b>		W.R. Grace Comments re: 05/02/02 Action Memo Amendment and Supplemental AR #2; Supplement to Comments re: Original and Supplemental ARs		
<b>A</b>		Administrative Record Index - Export/Screening Plants, Supplement #1, Supplement #2		
		Documents from Supplemental AR (5 folders)		
<b>A</b>	<b>32-35</b>	<b>Privilege Documents</b>		
		Privilege Documents (Libby #1)		
<b>A</b>	<b>36-37</b>	<b>Privilege Documents</b>		
		Privilege Documents (Libby #2)		
<b>A</b>	<b>38</b>	<b>Privilege Documents</b>		
		Privilege Documents (Libby #3)		
	<b>39-95</b>	<b>Produced Documents</b>		



**748-000685-001**

